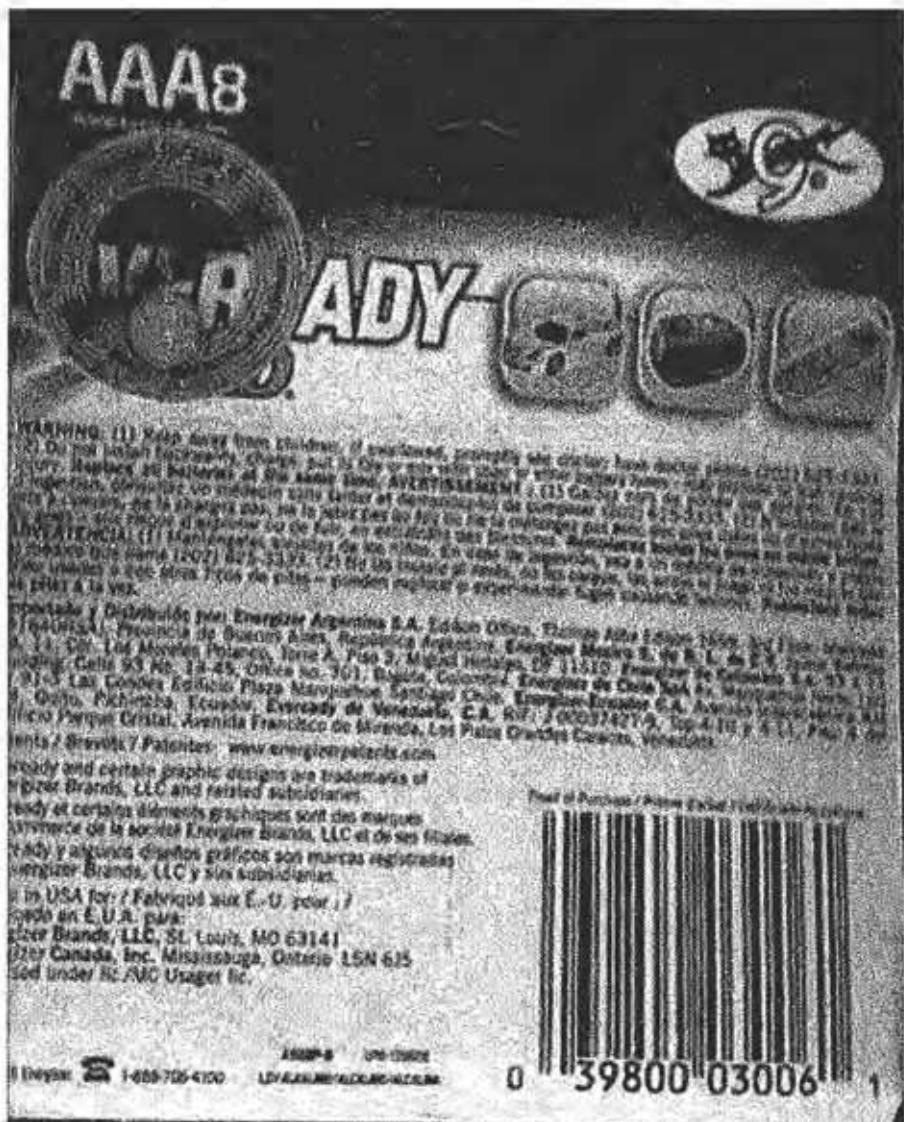


# EXHIBIT 1B



DOLLAR GENERAL - STORE #27407  
CORBIN, KY 41071-5388-6253

EXTRA PEPPERMINT SLI 022000008916 E 1.35  
TOTAL SALE 1.35  
CASH 2.00  
CHANGE .65  
2022-07-31 2012-01 07807 02 2401



8997163101200391160109104192699183193414

-----CUT HERE-----

\*\*\*\*\*  
\* Complete survey at [decustomerfirst.com](http://decustomerfirst.com)  
\* For a chance to  
\* WIN A \$100 Gift Card  
\* Weekly Drawings, Must be 18+ to enter  
\* Survey Code  
\*\*\*\*\*

0776-3308-1121-F113

-----CUT HERE-----

**SATURDAY AUGUST 6<sup>TH</sup> ONLY!**

DG Store Coupon

Valid 8/6/2022

**\$5 OFF \$25**

\$5 off your purchase of  
\$25 or more (pre-tax)

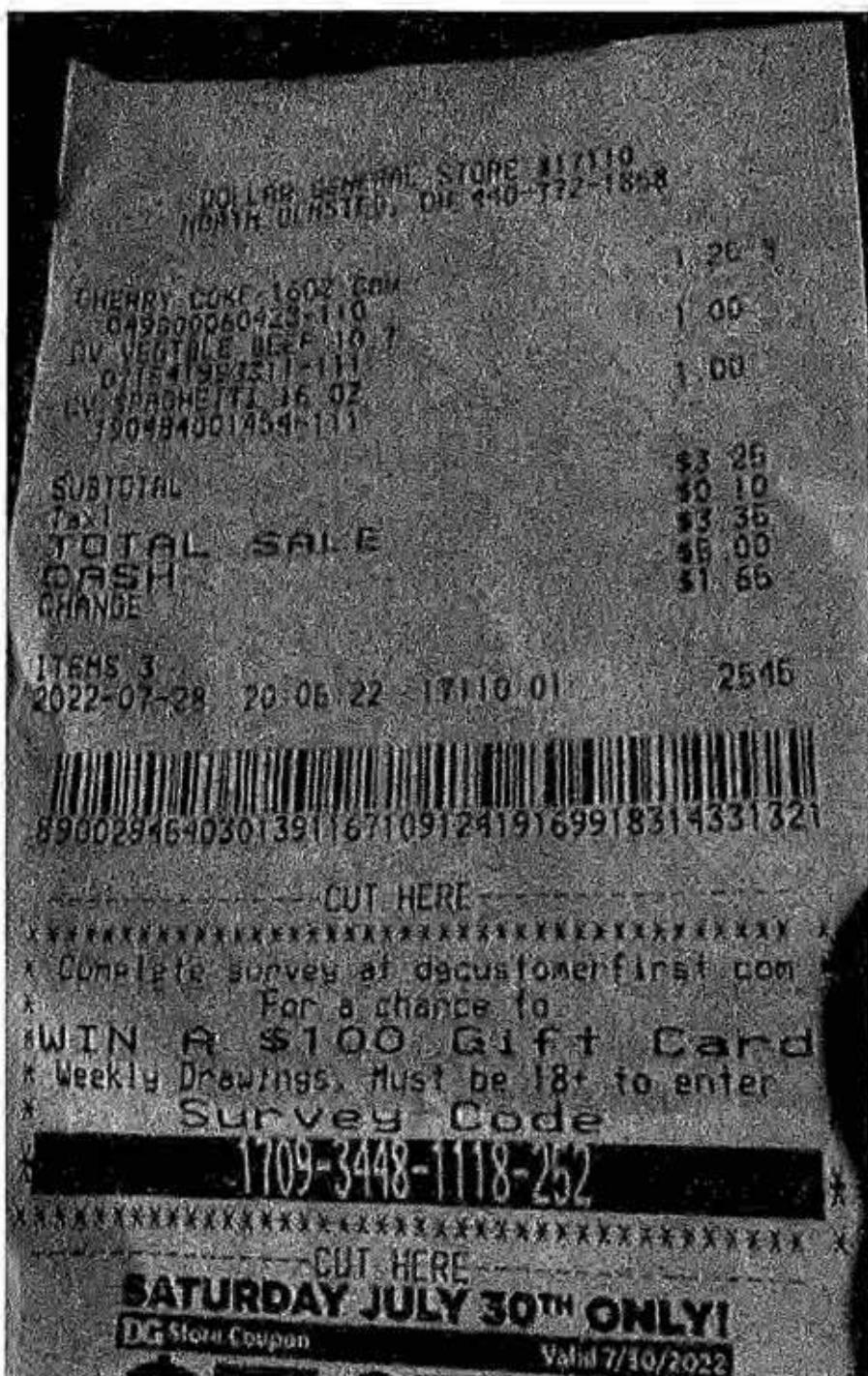
(ONLINE USE PROMO CODE: DGSAVINGS)

\$25 or more (pre-tax) after all other  
discounts. Limit one DG \$2, \$3, or

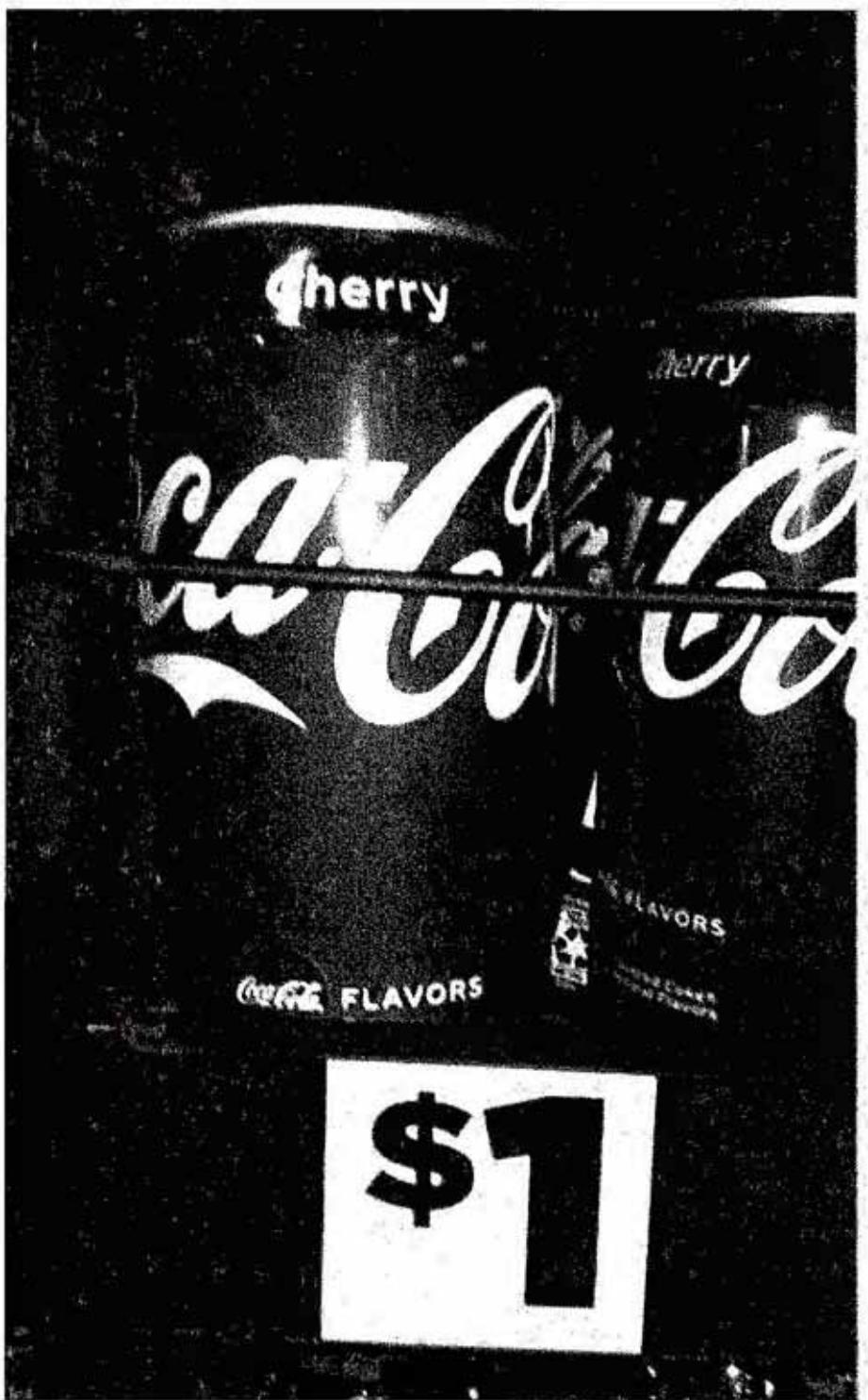
DOLLAR GENERAL

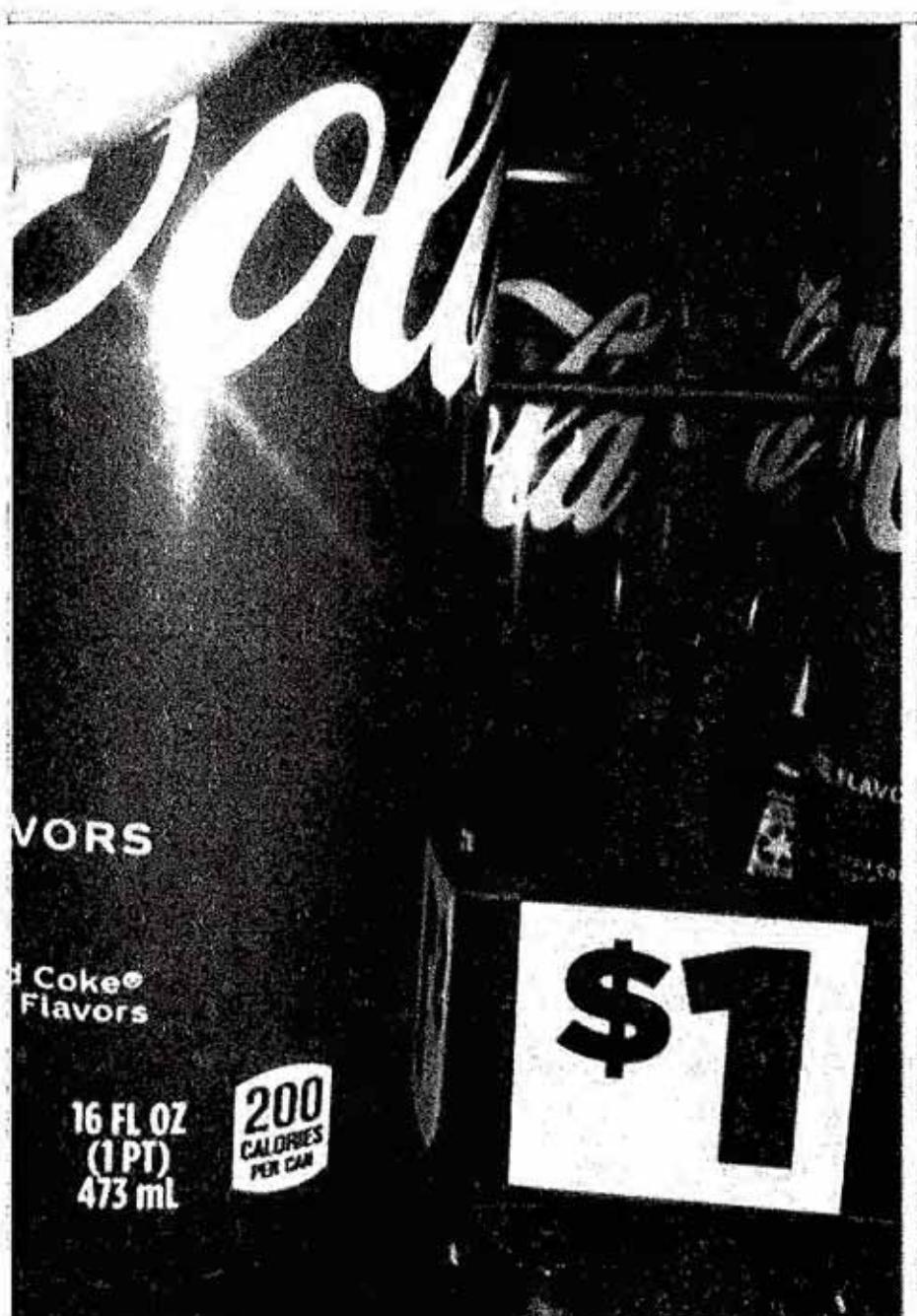






DOLLAR GENERAL





2010-01-23 20:44:31 04686 01 2011

10. *Leucosia* (Leucosia) *leucostoma* (Fabricius) (Fig. 10)

**CUT HERE**  
www.1000giftcards.com  
www.1000giftcards.com  
For a chance to  
**WIN A \$100 GIFT CARD**  
Visit [www.1000giftcards.com](http://www.1000giftcards.com) and enter  
the code **1000GIFT**

19. *Leucosia* (Leucosia) *leucostoma* (Fabricius) (Fig. 19)

WE ARE NOT ONLY A  
SCHOOL OF THE DEAD.

卷之三

Energizer Max  
Battery D-2  
Alkaline  
Fr End ct (2)



Unit  
Price

\$2.33  
per each

\$4.65

1004-0001-108

1721

A.P

F2

Energizer MAX



DOLLAR GENERAL - D BATTERY - POS STICKER DIFFERENCES



ABOVE - DG NORTH OLMSTED 07.29.22



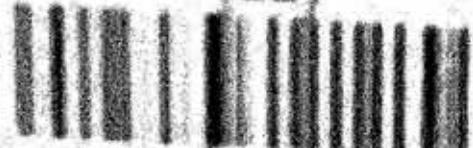
ABOVE DG AMHERST, OH 07.23.22

DOLLAR GENERAL

Eveready Gold  
Battery AAA-8

Alkaline

Fr End ck (2L)



\$4.95

per each

\$4.95

6396-0003-0001

07/21

E

A-P  
F2



READY 200 P 450-5  
44003001-152

1000

Subtotal	\$0.39
Tax	\$0.39
Total Sale	\$10.00
Cash	\$3.61
Change	

11845 1  
2022-07-18 20:09:50 15252 02 1732



128 391 51081391991681321171

THE WERF

- Complete survey at [discustomerfirst.com](http://discustomerfirst.com)
- For a chance to
- **WIN A \$100 GIFT CARD**
- Weekly Drawings. Must be 18+ to enter
- Survey Code

151-8618-1A18-143

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SATURDAY JULY 23RD ONLY

### DATA-REDUCTION COMPUTATION

卷之三

1990-1991

卷之三十一

OFFERS

**15% off your purchase of**

125 or more

\$25 or more (pre-tax) after all other OG discounts. Limit one OG \$2, \$3, or \$5 off store coupon per customer. Excludes prepaid wireless handsets, gas bar or propane, tobacco and alcohol purchases. X359286227875-21

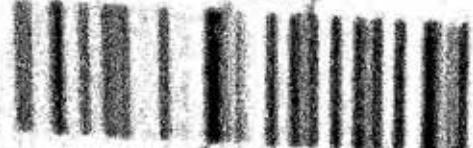


DOLLAR GENERAL

Eveready Gold  
Battery AAA-8

Alkaline

Fr End ck (2L)



\$4.95

per each

\$ 495

2398-0003-0001

07/21

E

A.P.  
F2

907.

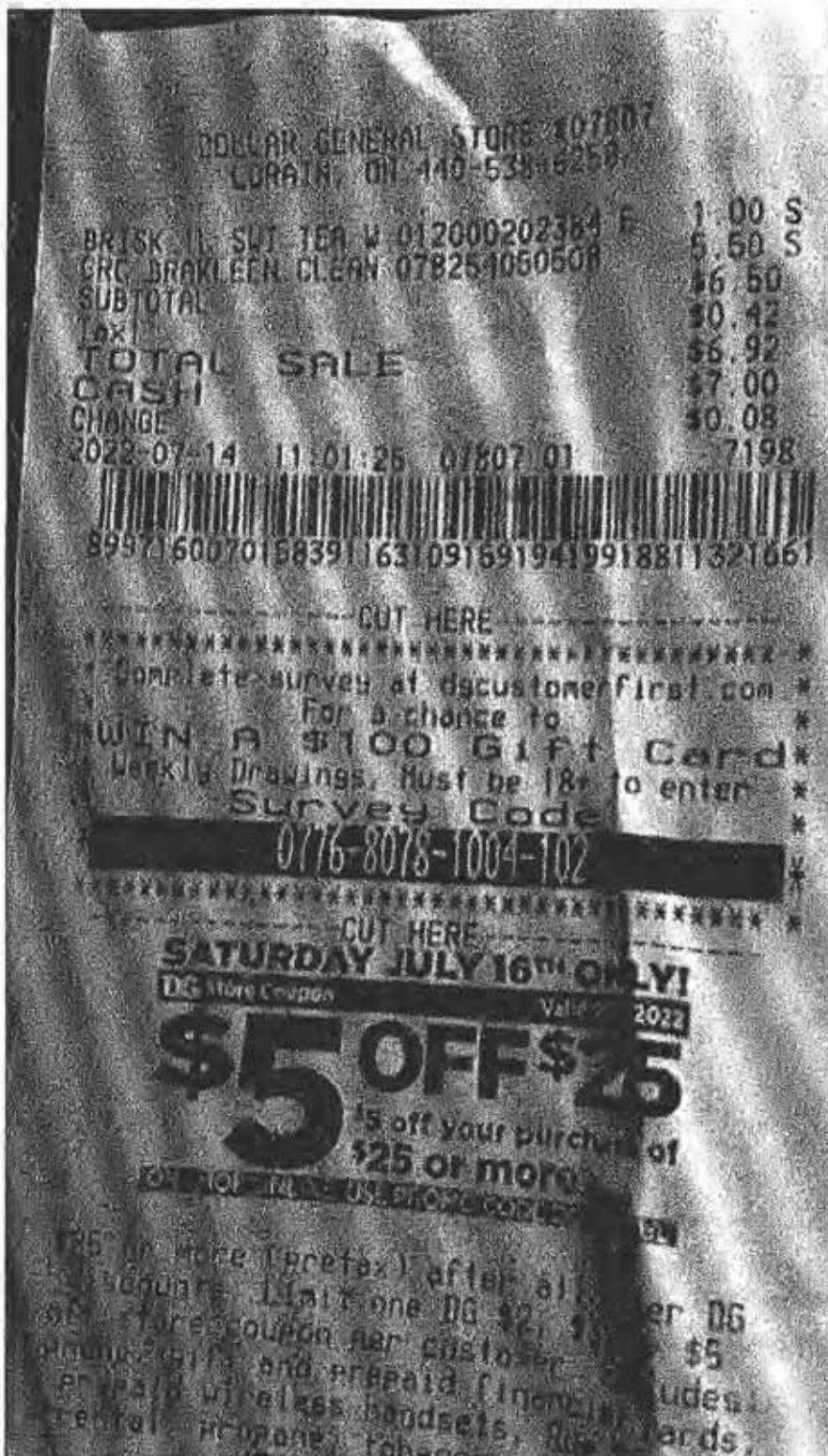
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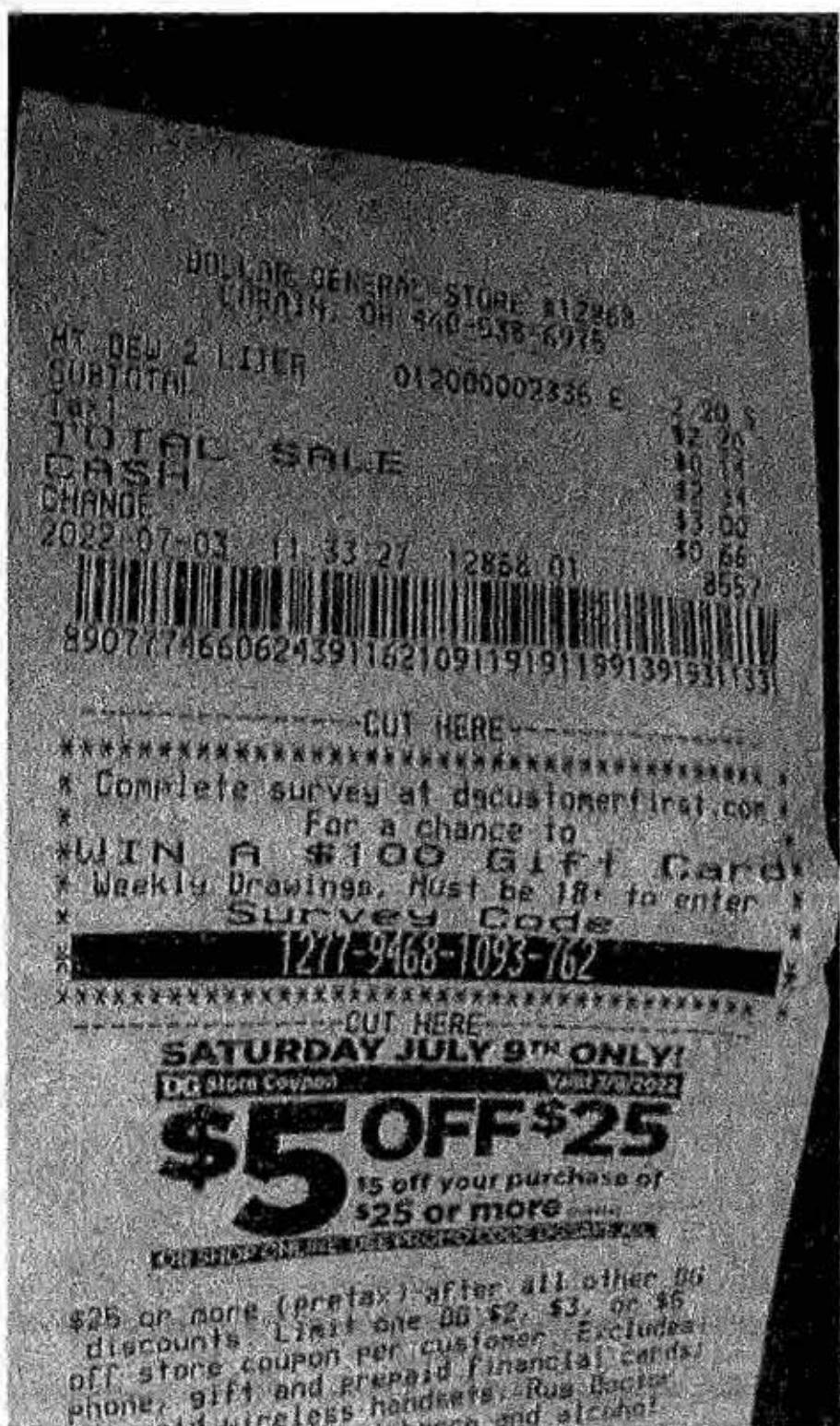
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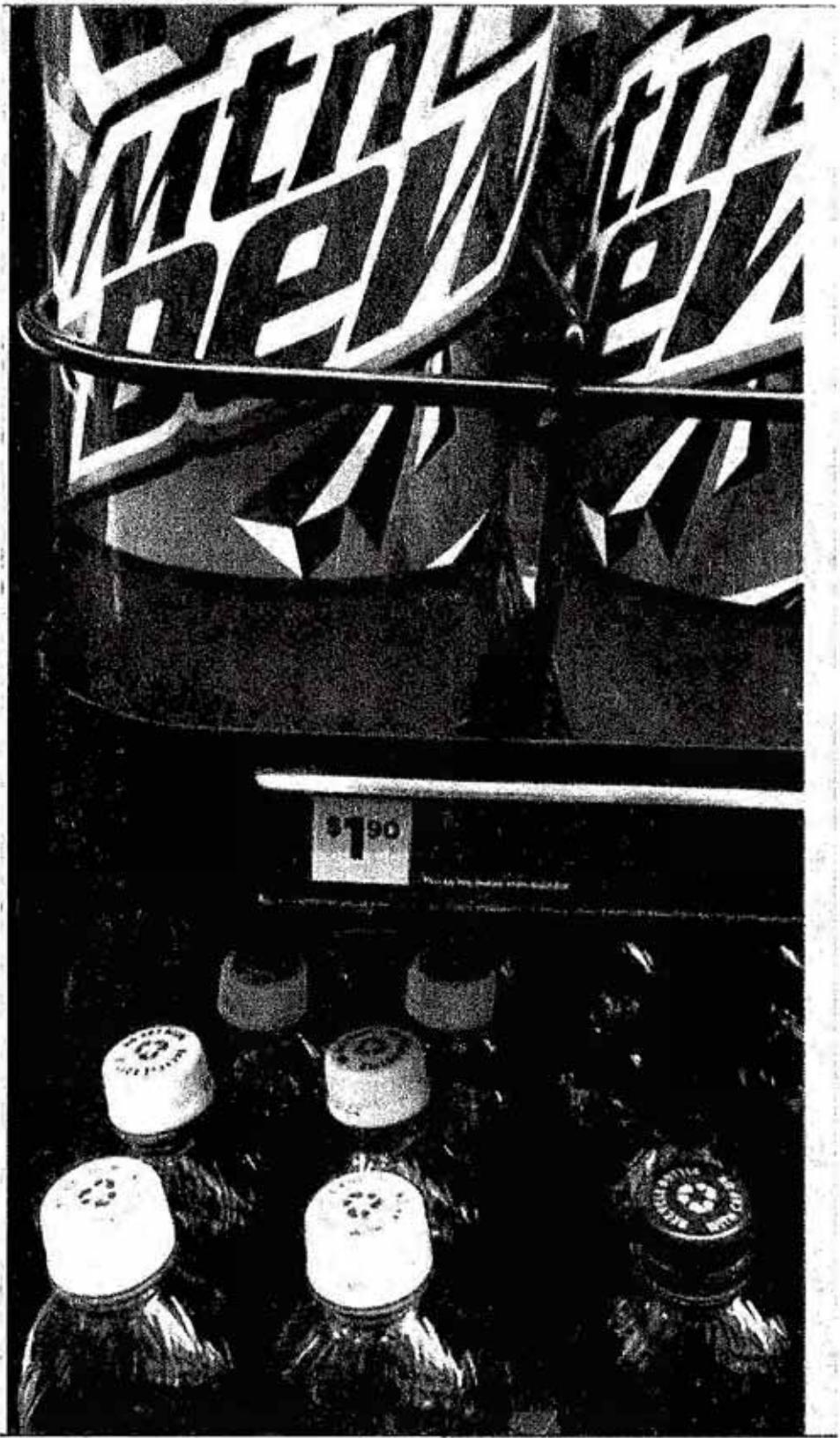
DOLLAR GENERAL







DOLLAR GENERAL



DOCKET NUMBER: 54081-615252  
SHERIFF: 11-911-900, (800) 440-517-1669

COKE ZERO 16OZ BOTTLE 1-24-5  
049000043401-01-0

SUBTOTAL	\$1.25
Tax	\$0.98
TOTAL	\$2.23
CASH	\$2.00
CHANGE	\$0.67

ITEMS 1  
2022-07-06 11:00:21 152627-01 4786



890161695006391501024691091551020321

CUT HERE

EXPIRES 07/31/2025  
• Complete survey at uscouponsfirst.com  
• Enter a code to  
JOIN OUR DIGITAL Gift Card  
• Weekly Giveaway: Win up to \$100 to enter  
• Sign up for Code

151E56581036-692

CUT HERE

EXCLUSIVE OFFER

**DG** DIGITAL  
COUPONS

SATURDAY JULY 15<sup>TH</sup> ONLY

→ SIGN UP TODAY ←

Sign up at dgcoupons.com

DOLLAR GENERAL



# EXHIBIT 2

PLR Number:	10000636
Case Name:	WHITE V. KENT; JOSEPH CHEVROLET
Case Number:	CB60520

RECEIVED

10 i 1988

ATTORNEY GENERAL OF OHIO  
CONSUMER FRAUDS & GAMES  
PUBLIC INSPECTION FILE

IN THE COURT OF APPEALS

FIRST APPELLATE DISTRICT OF OHIO

HAMILTON COUNTY, OHIO

RECEIVED

1

ATTORNEY GENERAL OF OHIO  
CONSUMER FRAUDS & GAMES  
PUBLIC INSPECTION FILE

DEBBIE WHITE ,

APPEAL NO. C-860520  
TRIAL NO. 85CV-06570

Plaintiff-Appellee, :

DECISION.

vs.

FILED

JEFFREY KENT  
and  
JOSEPH CHEVROLET, :

JUDGMENT OF APPEALS

Defendants-Appellants.:

MAR 30 1988

CLERK OF COURTS

Civil Appeal from: Hamilton County Municipal Court

Judgment Appealed from is: Affirmed in Part: Judgment Entered  
and Cause Remanded

Date of Judgment Entry on Appeal: March 30, 1988

David J. Boyd, Esq., 500 Executive Building, 35 East Seventh  
Street, Cincinnati, Ohio 45282, for Plaintiff-Appellee,

Lindhorst & Dreidame and Jay R. Langenbahn, Esq., 1700 Central  
Trust Center, 201 East Fifth Street, Cincinnati, Ohio 45202, for  
Defendants-Appellants.

PER CURIAM.

This cause came on to be heard upon the appeal, the transcript of the docket, journal entries and original papers; from the Hamilton County Municipal Court, the transcript of the proceedings, the briefs and the argument of counsel.

Plaintiff-appellee Debbie White (White) was considering the purchase of a new car in November 1984. White, accompanied by her sister and her mother, met with a salesman of Joseph Chevrolet, Jeffrey Kent (collectively, appellants). White explained that she was interested in a Chevrolet Cavalier station wagon with certain optional equipment.

No vehicle meeting White's specification was available at appellants' place of business, but Kent suggested that he might be able to find a suitable car using a computerized automobile "locator" and to have the car brought to his lot. After some negotiations, a "deal" was arranged whereby White agreed to pay about \$235.00 per month for the car. An exact price could not be determined because the particular car which White selected had not yet been delivered to appellants. Eventually, White purchased the car.

After she examined the paperwork on the car, it became obvious to White that \$2000.00 had been added to the sticker price of the automobile. Appellants' explanation for this additional amount was that White's trade-in was also increased by \$2000.00 in order to give White some "equity" in the new car to make financing

easier. As the \$2000.00 increase over the sticker price was completely offset by the \$2000.00 increase on the value of the trade-in, appellants contended that the price of the new car to White was unchanged from what she had agreed upon.

White was not satisfied with this explanation because she understood the transaction differently. White believed that she was initially going to receive additional value for her old car rather than a reduction in the sticker price of the new car. Therefore, according to White, the additional \$2000.00 increase in the value of the trade-in should ultimately have been deducted from the original sticker price of the new car.

Subsequently, White filed suit in the Hamilton County Municipal Court under the Ohio Consumer Sales Practices Act, R.C. Chapter 1345. After a trial by jury, a verdict was returned in favor of White. Actual damages were found to be \$3100.00, and they were trebled pursuant to the statute to \$9,300.00. Further, attorney fees were awarded in the amount \$1500.00 for a total judgment in the amount of \$10,800.00.

Appellants have assigned three errors to the trial court in this timely appeal. The first and second assignments of error are interdependent and will be considered together:

#### First assignment of error

The trial court erred to the prejudice of the appellant [sic] by submitting the issue of treble damages to the jury.

#### Second assignment of error

The jury **verdict** is prejudicial to the **appellant** [sic] in that it is against the manifest weight of the evidence.

It is clear from the complaint that an unfair consumer practice was being alleged against appellants, and therefore, if the judgment is not against the manifest weight of the evidence, then the trial court properly submitted the question of treble damages to the jury. Accordingly, the result of the second assignment of error may well be determinative on the first assignment of error.

In the trial of a civil suit it has been long established that "[j]udgments supported by some competent, credible evidence going to all the essential elements of the case will not be reversed by a reviewing court as being against the manifest weight of the evidence." *C. B. Morris Co. v. Foley Construction Co.* (1978), 54 Ohio St. 2d 279, 376 N.E.2d 578, syllabus. We hold that the evidence fully supports the jury's finding of an unfair consumer practice,

At trial, White, her sister and her mother all testified that the \$2000.00 increase in the value of White's trade-in was in lieu of a reduction in the sticker price of the new car. While White argues that **numerous** unfair and unconscionable consumer practices were committed, we think it is sufficient to note that the statute specifically states that it is **an** unfair consumer practice for a supplier to indicate that a "specific price advantage exists, if it does not," R.C. 1345.02(B)(8). If the jury believed white and her witnesses, then it could have

found that both Kent, the salesman, and Gary Cunningham, the finance manager, told White that a price advantage existed where it did not. The testimony was competent and not incredible.

Appellants argued strongly, both at trial and in oral argument before us, that the deal as described by White would not have made economic sense because the dealership would have sold the new car for less than what it cost them, and that White would have received more than she paid for her trade-in after driving it for about two years and putting about 14,000 additional miles on the odometer.

certainly the jury did not have to find that the dealership was planning on losing money. All that was necessary was that the jury believed that White was told of a price which was not the true price. The jury could have thought that appellants never had any intention of actually selling the car for the amount they told White, but rather that they intended to increase the purchase price from the beginning of the negotiations. The jury was completely free to believe all, part or none of what any witness said. *State v. Antill (1964)*, 176 Ohio St. 61, 197 N.E.2d 548. Accordingly, the jury's verdict was not inconsistent with the manifest weight of the evidence, and the trial court did not err in submitting the issue of treble damages to the jury. The first and second assignments of error are overruled.

In the third assignment of error, appellants claim that the trial court erred in overruling their motion for judgment

notwithstanding the verdict or for a new trial. In both the memorandum in support of the motion to the trial court and their appellate brief to this court, appellants incorporate their arguments from the first and second assignments of error. For the reasons expressed in the foregoing, we overrule the third assignment of error,

Finally, we note that the amount awarded, \$10,800.00, exceeded the \$10,000.00 jurisdictional limit of the municipal court, R.C. 1901.17. Therefore, we vacate said judgment and we enter the judgment that the trial court should have entered, \$10,000.00, pursuant to App. R. 12(B). We remand the cause to the trial court for a determination of how the reduction should be divided between the trebled damages and the award of attorney fees. In all other respects the judgment is affirmed.

BLACK, P.J., DOAN and KLUSMEIER, JJ.

PLEASE NOTE:

The Court has placed of record its own entry in this case on the date of the release of this Decision.

RECEIVED  
ATTORNEY GENERAL OF OHIO

IN THE COURT OF COMMON PLEAS  
DELAWARE COUNTY, OHIO

NOV 27 2003

CONSUMER PROTECTION SECTION  
PUBLIC INSPECTION FILE

STATE OF OHIO, *ex rel.*)  
JIM PETRO )  
ATTORNEY GENERAL OF OHIO ) CASE NO. 01-CVH 01-018  
)  
Plaintiff, )  
) JUDGE W. DUNCAN WHITNEY  
v. )  
)  
LEVEL PROPANE GASES, INC. ) AGREED ENTRY & ORDER  
)  
Defendant. )

COMMON PLEAS COURT  
DELAWARE COUNTY, OHIO  
FILED  
2003 NOV 24 AM 10:33  
JAN ANTHONY PLOSS  
CLERK

This matter came to be heard upon the filing of a Complaint by the Attorney General of Ohio on January 8, 2001. Subsequent to the filing of the Complaint, Defendant Level Propane Gases, Inc. (Level) filed a Chapter 11 Bankruptcy proceeding in the United States Bankruptcy Court, N.D. Ohio (Case No. 02-16172). A prior agreement between the parties was rejected pursuant to 11 U.S.C. Section 365. By signing this Agreed Entry, Level submits to the personal jurisdiction of this court and consents to the entry of this Agreed Entry and Order ("Agreed Order").

This Agreed Order shall apply to and bind Level, its shareholder(s), officers, directors, agents, servants, employees, subsidiaries, successors or assigns, and any person or entity acting through any corporation or other propane businesses whose acts, practices, or policies are, in any respect, directed, formulated, or controlled by Level.

TERMINATION CODE 5

### **DEFINITIONS**

As used in this Agreed Order, the following terms shall have the following meanings:

1. "Advertisement" means any oral, written, graphic, electronic or pictorial statement or representation directed to consumers in the course of business, regardless of the medium of communication employed.
2. "Business Day(s)" means Monday through Friday of any given week.
3. "Calendar Day(s)" means Sunday through Saturday of any given week.
4. "Clear and conspicuous" means that the statement, representation or term being disclosed is of such size, color, contrast and audibility and is so presented as to be readily noticed and understood by the person to whom it is being disclosed. The disclosure of any written statement or term must be in close proximity to the terms it purports to clarify, modify, or explain.
5. "C.O.D." means cash on delivery.
6. "Consumer" means a person as defined in R.C. §1345.01(D).
7. "Contract" means the written agreement entered into between Level and the consumer prior to the filing of this Agreed Order.
8. "Contract Price" means any of the following:
  - A. a clear, conspicuous, and unambiguous written price representation by Level to a consumer or consumers;
  - B. an oral price quote by any employee or agent of Level including, but not limited to, drivers and customer service representatives that is confirmed by Level;
  - C. a web site quote.

9. "Courtesy Fill" means Level will deliver propane to consumers according to Level's estimate of the consumers' propane use.
10. "Lock-in Agreement" means Level's offer to consumers whereby consumers may guarantee a price of propane for a stated price per gallon for a stated period of time.
11. "Market Price" means the actual price at which propane gas is currently sold, or has recently been sold, in the open market at retail in the usual and ordinary course of trade and competition between sellers and buyers equally free to bargain, as established by records of sales or the last reported price at which the propane sold.
12. "Material Terms and Conditions" means the price per gallon of propane, delivery date, and fees/charges that the consumer may be required to pay, any conditions affecting the price or delivery date, and any other terms or conditions which may affect the consumer's choice of a propane supplier.
13. "Minimum Usage" means the minimum number of gallons of propane that a consumer must purchase during the term of the contract in order to avoid the payment of any Underutilization Fee or any other fee or penalty.
14. "Pre-Buy Agreement" means Level's offer to consumers whereby consumers may pre-pay for a specific amount of propane for a stated price per gallon for a stated period of time by paying for such propane in advance of delivery.
15. "Represent," "Representing," and "Representation" mean and include any communication, including any advertisement whether made in writing, orally, by picture, design, or other graphics, and made by any means or mode of transmission including, but not limited to, telephonic or electronic transmission.

"Represent," "Representing" and "Representation" include any implied representation.

16. "Underutilization Fee" means the amount a consumer must pay if the consumer does not purchase the minimum number of gallons of propane required under the terms of the contract. It is also the total amount charged to the consumer as calculated by the minimum gallons of propane gas that must be purchased multiplied by the quoted price per gallon, less the actual gallons purchased multiplied by the actual price charged.
17. "Will Call" means Level will deliver propane to consumers after the consumers request delivery of propane.

**AGREED FINDINGS OF FACT**

1. Defendant is a corporation incorporated in the State of Ohio.
2. Defendant was engaged in the business of soliciting for sale and selling liquid petroleum gas, commonly known as propane, and related products and services in Delaware County and numerous other counties throughout Ohio.
3. Defendant regularly advertised its propane product throughout the State of Ohio.
4. Level required its customers to enter into written agreements for the purchase of propane.

**AGREED CONCLUSIONS OF LAW**

1. This Court has jurisdiction over the subject matter, issues, and parties to this judgment.
2. The Ohio Attorney General is the proper party to bring this action and venue is proper.

3. The Consumer Sales Practices Act, R.C. §1345.01 et seq. governs the business practices of the Defendant.
4. At all relevant times hereto, Level was a “supplier” as that term is defined in R.C. §1345.01 (C) in that it engaged in the solicitation of “consumer transactions” as that term is defined in R.C. §1345.01(A).

**CONCLUSIONS OF LAW ASSERTED BY THE ATTORNEY GENERAL AND  
ADOPTED BY THE COURT**

1. A propane supplier’s practice of making offers in written or printed advertisements without stating clearly and conspicuously in close proximity to the words stating the offer any material exclusions, reservations, limitations, modifications, or conditions to obtaining the offered propane and/ or the offered price is an unfair and deceptive act or practice in violation of the Exclusions and Limitations in Advertisements Rule, O.A.C. §109:4-3-02(A)(1) and the Consumer Sales Practices Act, R.C. §1345.02(A).
2. A propane supplier’s practice of failing to honor guaranteed or promised prices is an unfair, deceptive and unconscionable act or practice in violation of the Consumer Sales Practices Act, R.C. §1345.02(A), R.C. §1345.02(B)(8) and R.C. §1345.03(A).
3. A propane supplier’s practice of refusing to disclose the price of the propane that it is delivering to consumers is an unfair, deceptive, and unconscionable act or practice in violation of the Consumer Sales Practices Act, R.C. §1345.02(A), R.C. §1345.03(A), R.C. §1345.03(B)(5), and the Repairs or Services Rule, O.A.C. §109:4-3-05.

4. A propane supplier's practice of advertising that its propane prices are "low" or the "lowest" available when its prices are sometimes substantially higher than its competitors, or promising high quality service, when such is not the case is an unfair and deceptive act or practice in violation of the Consumer Sales Practices Act, R.C. §1345.02(A) and R.C. §1345.02(B)(8).
5. A propane supplier's practice of advertising or promising prompt delivery of propane to consumers without having taken, at the time of the advertisement or promise, commercially reasonable action to insure prompt delivery of propane to consumers is an unfair and deceptive and unconscionable act or practice in violation of the Consumer Sales Practices Act, R.C. §1345.02(A), R.C. §1345.03(A), and the Failure to Deliver Rule O.A.C. §109:4-3-09.
6. A propane supplier's practice of failing to respond to valid consumer complaints and/or to provide adequate customer service within a reasonable period of time is an unfair and deceptive act or practice in violation of the Consumer Sales Practices Act, R.C. §1345.02(A) and R.C. §1345.03(A). A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 by failing to provide consumers who have purchased a propane tank from it with proof of purchase and ownership of the tank.
7. A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 by failing to incorporate all material terms in its contracts with consumers, including clear and conspicuous disclosure of terms relating to price and any pricing program (i.e. Pre-pay, lock-in), any delivery program (i.e. Courtesy Fill, Will Call), minimum usage, tank delivery and pick-up, disconnection, reconnection, pump-outs, and the terms and conditions under

- which the propane supplier can change the delivery or payment status of the consumer (i.e., from Courtesy Fill to Will Call, C.O.D. or Payment in Advance).
- 8. A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 by failing to honor its Lock-In Agreement prices as specified in the contract with the consumer.
- 9. A propane supplier commits an unfair, deceptive and unconscionable act in violation of R.C. §§1345.02 and 1345.03 by incorporating in its consumer contract, or attempting to enforce, any provision that permits the propane supplier to unilaterally modify the contract with the consumer or any provision that limits the consumer to a specific court of competent jurisdiction when commencing a civil action against the supplier.
- 10. A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 by misrepresenting any material terms or conditions in connection with the advertisement, offer, sale, or delivery of propane to consumers.
- 11. A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 if it fails to use commercially reasonable efforts and standards to determine and provide an appropriately sized propane tank designed to meet the consumer's propane needs.
- 12. A propane supplier commits an unfair, deceptive and unconscionable act in violation of R.C. §§1345.02 and 1345.03 by charging a consumer more for an emergency delivery of propane than for a regular delivery of propane when the emergency need was the result of the propane supplier's failure to provide a timely delivery of propane.

13. Until the earlier of (i) a propane supplier obtaining a written agreement with the consumer for the delivery of propane and/or the setting up of a tank, or (ii) a propane supplier receiving payment for the delivery of propane to a consumer, such supplier will be required to remove the tank and any other related equipment at no expense to the consumer if so requested by the consumer in writing.
14. A propane supplier commits an unfair and deceptive act in violation of R.C. §1345.02 if it fails to disclose during an oral price quote the price per gallon of propane, the time period for which the quoted price will be available, the time period for which the quoted price applies, and all other material terms and conditions applicable to receiving propane at the quoted price.

**NON-ADMISSION BY LEVEL**

Level does not admit that it has engaged in any wrongdoing and the court makes no finding that Level has operated in violation of the Consumer Sales Practices Act §1345.01 et seq. Level enters into this Agreed Order with the Attorney General to resolve the matters before this Court.

**ORDER**

For the purpose of effecting this Agreed Order, Level agrees and it is therefore ORDERED, ADJUDGED, and DECREED that:

A. Level is permanently enjoined from engaging in any act or practice in violation of the Consumer Sales Practices Act, R.C. §§1345.01 et seq., any act or practice prohibited by the Conclusions Of Law Asserted By The Attorney General And Adopted By The Court, and the following described acts:

1. Charging the consumer for any propane gas not delivered to the consumer; unless the consumer's agreement with Level specifically sets forth the terms and

conditions for imposing such a charge and all such terms and conditions have been met;

2. On a consumer's request therefor, failing to provide all Level consumers who have purchased tanks from Level with proof of ownership necessary for these consumers to exercise their right to have their own tanks filled by Level's competitors;
3. Falsely representing that Level's prices will remain "level," or words of similar import, or that Level purchases fuel prior to any heating season so as to ensure the customer will not be harmed by rise in fuel prices;
4. Failing to honor its Lock-in Agreement prices for the term specified in Level's existing Contract with a consumer provided that the consumer is not in material breach of the Contract, said material breach including but not limited to non-compliance with payment terms;
5. Employing or continuing to employ any unfair or deceptive practices against any consumer who, in good faith, refuses to pay Level for any increased cost of propane or any other fee not specifically authorized by its existing Contract;
6. Utilizing or enforcing any provision purporting to reserve to Level the unfettered right to modify the Contract unilaterally; or, (ii) any provision limiting the consumer to commencing an action against Level only in a specific court of competent jurisdiction;
7. Subject to the requirements of paragraph 7 of Section B of this Agreed Entry and Order, and except for purposes of asserting its rights to the following fees for purposes of setoff against a consumer claim, collecting or attempting to collect

any fees, charges, penalties or monies Level claims is owed by any Level consumers prior to June 6, 2002 for the following:

- a. underutilization fees;
- b. tank pick up fees and taxes;
- c. tank pump-out fees;
- d. the difference between the price of propane set forth in the consumer's Lock-in Agreement and the cost actually charged. If consumers have not yet paid the increased amount to Level, Level will adjust the consumers' bills to reflect the price of propane set forth in the consumer's pre-buy or lock-in Contract;
- e. for those consumers who were promised a certain price per gallon in writing including, but not limited to, any correspondence or delivery receipts, the difference between the price actually charged and the price of propane represented in the writing;
- f. for those consumers who received delivery of propane after the end of the term of the Contract at an increased price per gallon above the price set forth in their Contracts and who canceled their Contract at the end of the term due to the increase in the price per gallon of propane but were billed at the increased amount, the difference between the amount charged and the amount set forth in their Contracts for any propane used by the consumer.
- g. any lock-in fee if the consumer did not receive the price promised by Level at any time the locked-in price promise was to remain effective;

- h. any fees, deposits, or other payments not disclosed in Level's Contract with the consumer or not lawfully charged including, but not limited to, surcharges for consumer's use of credit (or credit card), adjusting the customer's account to zero balance when the customer had a credit balance in the account, miscellaneous fees, deviation fees, and retrieval fees;
- i. any late payment penalty, without qualification, that has been assessed based upon an underutilization charge, a tank pump-out fee, a disconnection fee, reconnection fee, tank pick-up fee, or the difference between the cost quoted for propane and the cost actually charged; and
- j. any late payment fee or returned check fee where such fees were not permitted by law.

B. Level agrees to comply with the following business practices;

- 1. Level shall take commercially reasonable steps to direct all credit reporting agencies to remove any negative or derogatory information regarding Level, which is incorrect, within thirty (30) days of receiving a complaint by a consumer which is supported by evidence that the reporting is incorrect.
- 2. Level shall not charge more than the amount allowable under applicable state or federal law for a late payment and shall not collect or attempt to collect any such late charge not specifically disclosed in Level's Contract with the consumer.
- 3. Level shall not use any debt collection practices, which are in violation of Ohio or federal laws.
- 4. Level shall maintain records, correspondence, receipts and any other documentation relating to all accounts for consumers of Level for a period of

three (3) years while they are customers of Level and for a period of two (2) years after termination of any relationship between Level and the consumer.

5. Level shall comply with Ohio's referral sales statutes.
6. Level shall give written notice of any bankruptcy filing to the Attorney General within five (5) business days of such filing.
7. In the event Level or majority voting control of its stock is sold, transferred or conveyed, or Level is merged with and into another entity, the documents that evidence such a transaction shall include a provision that, except for purposes of asserting its rights to the following fees for purposes of setoff against a consumer claim, prohibits Level's successor from collecting or attempting to collect any fees, charges, penalties or monies Level claims is owed by any Level consumers prior to June 6, 2002 for the following:
  - a. underutilization fees;
  - b. tank pick up fees and taxes;
  - c. tank pump-out fees;
  - d. the difference between the price of propane set forth in the consumer's Lock-in Agreement and the cost actually charged. If consumers have not yet paid the increased amount to Level, Level will adjust the consumers' bills to reflect the price of propane set forth in the consumer's pre-buy or lock-in Contract;
  - e. for those consumers who were promised a certain price per gallon in writing including, but not limited to, any correspondence or delivery receipts, the difference between the price actually charged and the price of propane represented in the writing;

- f. for those consumers who received delivery of propane after the end of the term of the Contract at an increased price per gallon above the price set forth in their Contracts and who canceled their Contract at the end of the term due to the increase in the price per gallon of propane but were billed at the increased amount, the difference between the amount charged and the amount set forth in their Contracts for any propane used by the consumer;
- g. any lock-in fee if the consumer did not receive the price promised by Level at any time the locked-in price promise was to remain effective;
- h. any fees, deposits, or other payments not disclosed in Level's Contract with the consumer or not lawfully charged including, but not limited to, surcharges for consumer's use of credit (or credit card), adjusting the customer's account to zero balance when the customer had a credit balance in the account, miscellaneous fees, deviation fees, and retrieval fees;
- i. any late payment penalty, without qualification, that has been assessed based upon an underutilization charge, a tank pump-out fee, a disconnection fee, reconnection fee, tank pick-up fee, or the difference between the cost quoted for propane and the cost actually charged; and
- j. any late payment fee or returned check fee where such fees were not permitted by law.

Provided, however, such successor in interest may assert its right to such fees if a consumer first brings a legal action against such successor and such successor asserts such rights solely for purposes of setoff against the consumer claim; provided, however, such rights to setoff

only may be exercised in compliance with R.C. §1345. Except as expressly provided in this section 7, the Attorney General hereby withdraws its objection to the transfer of some or all of Level's (and its affiliate's) assets free and clear of any interest the Attorney General may have in such assets or with regard to Level or its affiliates.

8. Upon reasonable request, Level shall provide copies of or access to the requested books, records and documents to the Attorney General at any time upon reasonable notice, and further make available other information to the Attorney General relating to compliance of this Agreed Entry & Order. Level shall make the requested information available at Level's offices or, at Level's election, shall deliver copies of the requested information to the Attorney General, in each case, within fourteen (14) business days of such request. This Section shall in no way limit the Attorney General's right to obtain documents, information, or testimony pursuant to any federal or Ohio law, regulation or rule.
9. Level shall immediately inform its employees and representatives acting in a supervisory capacity of the existence of, and terms and conditions of, this Agreed Entry And Order and shall direct those persons and/or entities to comply with this Agreed Entry and Order.
10. Level shall implement and maintain business practices designed in a commercially reasonable manner to minimize customer service related concerns including, but not limited to: failure to provide deliveries, repeated missed delivery dates, inability by consumers to reach Level's customer service representatives, billing questions immediately turned over to Level's collection department regardless of the circumstances, and other billing disputes.

11. Level shall not renew any consumer's existing Contract unless that Contract conforms to the terms of this Agreed Entry And Order and all applicable laws.
12. Level shall not enter into any Contract with a consumer to provide that consumer with propane unless the Contract conforms to the terms of this Agreed Entry And Order and all applicable laws.
13. On filing and entry of this Agreed Order, notwithstanding the "Governing Law" paragraph in Level's Contracts, Level hereby agrees not to object to consumer disputes being litigated in the jurisdiction in which the consumer resides. Level further agrees that its consumer contracts are subject to the consumer protection laws of the states in which the consumer resides.

C. The parties acknowledge that the Attorney General, in his complaint, sought reimbursement for consumers damaged by the alleged illegal conduct of Level. The parties originally contemplated that this case would be settled in conjunction and coordination with the settlement of a class action known as Larry Mick, et al. v. Level Propane Gases, Inc., United States District Court for the Southern District of Ohio, Eastern Division, Case No. C-2-98-959, a class action covering all Ohio consumers potentially eligible for damages through the Attorney General's instant action with the consumer class represented by private counsel. These consumer claims are now subject to, and being addressed in, the pending Level bankruptcy action known as In Re Level Propane Gases, Inc., et al., Debtors, Chapter 11 Case No. 02-16172 (Jointly Administered), United States Bankruptcy Court, Northern District of Ohio, Judge Randolph Baxter presiding.

D. It is hereby ORDERED that Level shall not represent, directly, or indirectly, that the Attorney General has sanctioned, condoned, or approved any part or aspect of the Defendant's business operation.

E. It is hereby ORDERED that Level is assessed a civil penalty pursuant to R.C. §1345.07(D) in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00). Two Hundred Thousand Dollars is suspended on the condition that Level not violate the terms of this Agreed Entry & Order. The parties hereto agree that such civil penalty is a pre-petition unsecured claim against Level in the amount of Fifty Thousand Dollars (\$50,000) pursuant to this remunerative provision, and, to the extent that Level violates the terms of this Agreed Entry & Order, that such civil penalty will be a pre-petition unsecured claim for up to an additional Two Hundred Thousand (\$200,000) pursuant to this remunerative provision.

F. It is hereby ORDERED that Level shall pay Two Hundred and Seventy Five Thousand Dollars (\$275,000.00) to the Attorney General for attorney fees and investigation costs. The parties hereto agree that such payment is a pre-petition unsecured claim in the amount of Two Hundred and Seventy-Five Thousand Dollars (\$275,000) pursuant to this remunerative provision.

G. The Attorney General shall give Level fourteen (14) calendar days notice before filing a motion or other pleading seeking contempt of court or other sanctions for violation of this Agreed Entry & Order. The notice shall be in writing and set forth those provisions in the Agreed Entry & Order that the Attorney General believes have been violated. The fourteen (14) calendar days notice period shall provide an opportunity for Level to respond to the assertions of the Attorney General and the parties may use the notice period to attempt a resolution of the concerns. Upon receipt of the written notice, Level may request a meeting with the Attorney General (or a staff person designated by the Attorney General) for the purpose of attempting to resolve the concerns set forth in the Attorney General's notice. The Attorney General shall not unreasonably deny the request for such a meeting. The giving of such notice shall not prevent the Attorney General from beginning such proceeding following the expiration of the fourteen

(14) calendar day period. The Attorney General reserves his right, if there are exigent circumstances regarding Level's service to its Ohio customers, to by-pass the fourteen (14) calendar day notice period and immediately take any and all legal actions to address those exigent circumstances.

H. The Attorney General may notify or serve Level as provided under this Agreed Entry & Order or in any subsequent action at the following address and telephone number:

H. Jeffrey Schwartz, Esq.  
Benesch, Friedlander, Coplan & Aronoff LLP  
2300 BP Tower, 200 Public Square  
Cleveland, Ohio 44114-2378  
(216) 363-4500

Level shall notify the Attorney General in writing of any change in the notice/service person or contact information.

I. Level, if necessary, may notify the Attorney General under this Agreed Entry & Order at the following address and telephone number:

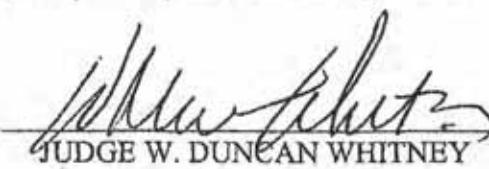
Mr. David M. Dembinski  
Assistant Attorney General  
Consumer Protection Section  
30 East Broad Street, 14<sup>th</sup> Floor  
Columbus, Ohio 43215  
(614) 644-9618

If Mr. Dembinski is unavailable, Level may notify the Attorney General at the following address and telephone number:

Senior Deputy Attorney General  
Consumer Protection Section  
30 East Broad Street, 14<sup>th</sup> Floor  
Columbus, Ohio 43215  
(614) 644-9618

J. Failure of the Attorney General to timely enforce any term, condition, or requirement of this Agreed Entry & Order shall not provide, nor be construed to provide, Level a

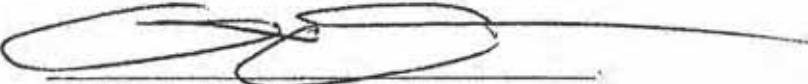
defense for noncompliance with any term of this Agreed Entry & Order or any other law, rule, or regulation; nor shall it stop or limit the Attorney General from later enforcing any term of this Agreed Entry & Order or seeking any other remedy available by law, rule, or regulation.



JUDGE W. DUNCAN WHITNEY

APPROVED:

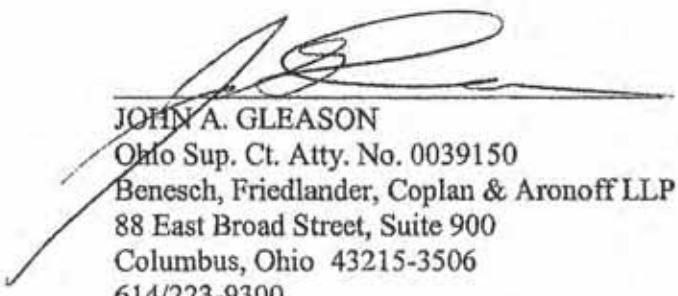
JIM PETRO  
Attorney General



DAVID M. DEMBINSKI  
Ohio Sup. Ct. Atty. No. 0006978  
MICHAEL S. ZIEGLER  
Ohio Sup. Ct. Atty. No. 0042206

Assistant Attorneys General  
Consumer Protection Section  
30 East Broad Street  
State Office Tower - 14th Floor  
Columbus, Ohio 43215-3428  
614/644-9618

Counsel for Plaintiff



JOHN A. GLEASON  
Ohio Sup. Ct. Atty. No. 0039150  
Benesch, Friedlander, Coplan & Aronoff LLP  
88 East Broad Street, Suite 900  
Columbus, Ohio 43215-3506  
614/223-9300

Counsel for Level Propane Gases, Inc., Debtor  
and Debtor-in-Possession



## Public Docket Information

NORMAN HUSAR V/S DOLGEN MIDWEST LLC Case Number: 22CV207195

## Case Details

Type Of Action: Other Civil-CV  
Judge: Miraldi, Judge James  
Filed On: 10/11/2022

## Parties

Name	Birth Date	Party	Address	Attorney(s)
HUSAR, NORMAN	N/A	P	C/O DANN LAW 15000 MADISON AVE LAKEWOOD, OHIO 44107	
DOLGEN MIDWEST LLC	N/A	D	C/O CORPORATION SERVICE COMPANY 3366 RIVERSIDE DR,STE 103 UPPER ARLINGTON, OHIO 43221	

## Filter Docket

Show All       FILING       REQUEST  
 FEES

Filter

Date	Type	Description
10/11/2022	N/A	Filing fee of \$300.00, paid by: DANN LAW FIRM CO LPA
10/11/2022	N/A	Receipt #: 22-0023571 Processed.
10/11/2022	FILING	COMPLAINT FILED.
10/11/2022	REQUEST	REQUEST FOR SERVICE FILED. SUMMONS W/COPY OF COMPLAINT SENT CERTIFIED MAIL TO: DOLGEN MIDWEST LLC ARTICLE #9414726699042202719822
10/11/2022	N/A	Certified Mail Return : Article # : 9414726699042202719822, Delivered Date : 10/14/2022, Reason : Signed Receipt for Certified Mail Returned and Filed., Party : DOLGEN MIDWEST LLC, Note :
11/14/2022	FILING	NOTICE OF REMOVAL FILED BY DEFT Defendant has timely filed a notice of removal to the United States District Court for the Northern District of Ohio pursuant to 28 U.S.C. Sec. 1446. Therefore, the clerk of courts shall transfer the above-captioned case to United States District Court for the Northern District of Ohio, forthwith.
11/17/2022	N/A	

Case 23CV0066858MHMH Document 89624 Filed 05/30/25 Page 51 of 422

11/17/2022 FEES      FEES ADDED:

[Print Docket](#)      [Close](#)

**U.S. District Court**  
**NORTHERN DISTRICT OF OHIO (Cleveland)**  
**CIVIL DOCKET FOR CASE #: 1:22-cv-02044-JG**

Husar v. Dolgen Midwest, LLC  
Assigned to: Judge James S. Gwin  
Demand: \$5,000,000  
Case in other court: Lorain County Common Pleas, 22-cv-207195  
Cause: 28:1441 Petition for Removal

Date Filed: 11/14/2022  
Jury Demand: Both  
Nature of Suit: 890 Other Statutory Actions  
Jurisdiction: Federal Question

**Plaintiff**

**Norman Husar**  
*on behalf of himself and those similarly  
situated*

represented by **Brian D. Flick**  
DannLaw  
15000 Madison Avenue  
Lakewood, OH 44107  
513-645-3488  
Fax: 216-373-0536  
Email: [bflick@dannlaw.com](mailto:bflick@dannlaw.com)  
**ATTORNEY TO BE NOTICED**

**Marc E. Dann**  
Dann Law  
15000 Madison Avenue  
Lakewood, OH 44107  
216-373-0539  
Fax: 216-373-0536  
Email: [notices@dannlaw.com](mailto:notices@dannlaw.com)  
**ATTORNEY TO BE NOTICED**

**Michael A. Smith , Jr.**  
Dann Law  
15000 Madison Avenue  
Lakewood, OH 44107  
216-373-0539  
Fax: 216-373-0536  
Email: [msmith@dannlaw.com](mailto:msmith@dannlaw.com)  
**ATTORNEY TO BE NOTICED**

**Whitney E. Kaster**  
DannLaw  
15000 Madison Avenue  
Lakewood, OH 44107  
216-452-1029  
Email: [wkaster@dannlaw.com](mailto:wkaster@dannlaw.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Dolgen Midwest, LLC**  
*doing business as*  
 Dollar General

represented by **R. Trent Taylor**  
 McGuireWoods  
 800 East Canal Street  
 Richmond, VA 23219  
 804-775-1182  
 Fax: 804-225-5409  
 Email: rtaylor@mcguirewoods.com  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Travis C. Gunn**  
 McGuireWoods  
 800 East Canal Street  
 Richmond, VA 23219  
 804-775-7622  
 Fax: 804-698-2039  
 Email: tgunn@mcguirewoods.com  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Brenna L. Fasko**  
 Thompson Hine  
 3900 Key Center  
 127 Public Square  
 Cleveland, OH 44114-1291  
 216-566-5500  
 Fax: 216-566-5800  
 Email: brenna.fasko@thompsonhine.com  
**ATTORNEY TO BE NOTICED**

**Elizabeth B. Wright**  
 Thompson Hine - Cleveland  
 3900 Key Tower  
 127 Public Square  
 Cleveland, OH 44114  
 216-566-5500  
 Fax: 216-566-5800  
 Email:  
 elizabeth.wright@thompsonhine.com  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
11/14/2022	<a href="#">1</a>	<b>Notice of Removal</b> from Lorain County Common Pleas, case number 22CV207195 with jury demand, Filing fee paid \$ 402, receipt number AOHNDC-11710412. Filed by Dolgen Midwest, LLC. (Attachments: # <a href="#">1</a> Civil Cover Sheet, # <a href="#">2</a> Exhibit 1 - Summons and Complaint, # <a href="#">3</a> Exhibit 2 - Complaint without missing page, # <a href="#">4</a> Exhibit 3 - State Court

		Notice of Notice of Removal, # <a href="#">5</a> Exhibit 4 - Financial Information). (Wright, Elizabeth) (Entered: 11/14/2022)
11/14/2022	<a href="#">2</a>	Corporate Disclosure Statement identifying Corporate Parent Dollar General Corporation for Dolgen Midwest, LLC, filed by Dolgen Midwest, LLC. (Wright, Elizabeth) (Entered: 11/14/2022)
11/14/2022	<a href="#">3</a>	<b>Motion</b> for attorney Travis C. Gunn to Appear Pro Hac Vice. Filing fee \$ 120, receipt number AOHNDC-11710467, filed by Defendant Dolgen Midwest, LLC. (Attachments: # <a href="#">1</a> Declaration in Support of Gunn PHV). (Wright, Elizabeth) (Entered: 11/14/2022)
11/14/2022	<a href="#">4</a>	<b>Motion</b> for attorney Trent Taylor to Appear Pro Hac Vice. Filing fee \$ 120, receipt number AOHNDC-11710490, filed by Defendant Dolgen Midwest, LLC. (Attachments: # <a href="#">1</a> Declaration in Support of Taylor PHV). (Wright, Elizabeth) (Entered: 11/14/2022)
11/14/2022	<a href="#">5</a>	<b>Motion</b> for leave to file exhibit under partial seal, filed by Defendant Dolgen Midwest, LLC. (Wright, Elizabeth) (Entered: 11/14/2022)
11/14/2022		Judge James S. Gwin assigned to case. (L,MI) (Entered: 11/14/2022)
11/14/2022		Random Assignment of Magistrate Judge pursuant to Local Rule 3.1. In the event of a referral, case will be assigned to Magistrate Judge Thomas M. Parker. (L,MI) (Entered: 11/14/2022)
11/14/2022	<a href="#">6</a>	Magistrate Consent Form issued. (L,MI) (Entered: 11/14/2022)
11/16/2022	<a href="#">7</a>	Supplement to <b>Motion</b> for attorney Travis C. Gunn to Appear Pro Hac Vice; <b>Motion</b> for attorney Trent Taylor to Appear Pro Hac Vice, filed by Dolgen Midwest, LLC. (Related document(s) <a href="#">3</a> , <a href="#">4</a> ). (Attachments: # <a href="#">1</a> Exhibit A - Declaration of R. Trent Taylor, # <a href="#">2</a> Exhibit B - Declaration of Travis C. Gunn) (Wright, Elizabeth) (Entered: 11/16/2022)
11/21/2022		<b>Order</b> [non-document] granting Motion for appearance pro hac vice by attorney Travis C. Gunn for Dolgen Midwest, LLC. Local Rule 5.1(c) requires that attorneys register for NextGen CM/ECF and file and receive all documents electronically. NextGen CM/ECF registration can be done online at <a href="http://www.pacer.gov">www.pacer.gov</a> . Login with your PACER credentials, go to the Maintenance tab, click Attorney Admissions/E-File Registration, select Ohio Northern District Court and then select Pro Hac Vice. <b>If you were previously granted pro hac vice status and are already registered to file electronically, it is not necessary to register again.</b> Judge James S. Gwin on 11/21/22. (Related Doc # <a href="#">3</a> )(T,A) (Entered: 11/21/2022)
11/21/2022		<b>Order</b> [non-document] granting Motion for appearance pro hac vice by attorney R. Trent Taylor for Dolgen Midwest, LLC. Local Rule 5.1(c) requires that attorneys register for NextGen CM/ECF and file and receive all documents electronically. NextGen CM/ECF registration can be done online at <a href="http://www.pacer.gov">www.pacer.gov</a> . Login with your PACER credentials, go to the Maintenance tab, click Attorney Admissions/E-File Registration, select Ohio Northern District Court and then select Pro Hac Vice. <b>If you were previously granted pro hac vice status and are already registered to file electronically, it is not necessary to register again.</b> Judge James S. Gwin on 11/21/22. (Related Doc # <a href="#">4</a> )(T,A) (Entered: 11/21/2022)
11/21/2022	<a href="#">8</a>	<b>Motion</b> to dismiss for failure to state a claim filed by Defendant Dolgen Midwest, LLC. (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Exhibit A - SOP 88 (Customer Overcharges))(Wright, Elizabeth) (Entered: 11/21/2022)
11/21/2022	<a href="#">9</a>	<b>Answer</b> to Complaint with Jury Demand (Related Doc # <a href="#">1</a> ) filed by Dolgen Midwest, LLC. (Wright, Elizabeth) (Entered: 11/21/2022)
11/28/2022	<a href="#">10</a>	<b>Case Management Conference Scheduling Order</b> signed by Judge James S. Gwin on 11/28/22 setting a case management conference on 1/11/2023 at 12:00 PM to be held by video conference (Cleveland) before Judge James S. Gwin. This Court requires the

		attendance of (1) all parties, (2) lead counsel, and (3) a representative with full authority for settlement purposes. (Attachments: # <a href="#">1</a> Parties' Planning Meeting Report, # <a href="#">2</a> Local Rule 30.1)(T,A) (Entered: 11/28/2022)
12/02/2022	<a href="#">11</a>	Unopposed <b>Motion</b> for extension of time until 01/09/2023 to file response reply to <a href="#">8</a> <b>Motion</b> to dismiss for failure to state a claim filed by Plaintiff Norman Husar. Related document(s) <a href="#">8</a> . (Flick, Brian) (Entered: 12/02/2022)
12/08/2022		<b>Order</b> [non-document] entered by Judge James S. Gwin on 12/8/22 granting plaintiff's <a href="#">11</a> Unopposed <b>Motion</b> for extension of time until 01/09/2023 to file response reply to <a href="#">8</a> <b>Motion</b> to dismiss for failure to state a claim . No further extensions. (T,A) (Entered: 12/08/2022)
01/02/2023	<a href="#">12</a>	Preliminary Estimate/Budget of Amount of Fees and Expenses filed by Norman Husar. Related document(s) <a href="#">10</a> .(Flick, Brian) (Entered: 01/02/2023)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
01/04/2023 10:06:25			
<b>PACER Login:</b>	merinolawpc	<b>Client Code:</b>	07457-Button
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:22-cv-02044-JG
<b>Billable Pages:</b>	3	<b>Cost:</b>	0.30

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

**NORMAN HUSAR**, on behalf of himself  
and those similarly situated,

Plaintiff(s),

v.

**DOLGEN MIDWEST, LLC**  
d/b/a DOLLAR GENERAL

Defendant.

Case Number \_\_\_\_\_

---

**NOTICE OF REMOVAL**

Pursuant to 28 U.S.C. §§ 1332, 1441, 1446, and 1453, as well as the Class Action Fairness Act (“CAFA”), Defendant Dolgen Midwest, LLC (“Dollar General” or “Defendant”) removes the above-entitled action from the Lorain County Court of Common Pleas, Lorain County, Ohio, to the United States District Court for the Northern District of Ohio, Eastern Division, on the grounds of original jurisdiction under CAFA. In support of this Notice of Removal, and in accordance with 28 U.S.C. § 1446, Dollar General states as follows:

**PROCEDURAL BACKGROUND**

1. Plaintiff Norman Husar, a citizen and resident of Ohio, filed a complaint in the Lorain County Court of Common Pleas, Lorain County, Ohio, on October 11, 2022, captioned *Norman Husar v. Dolgen Midwest, LLC d/b/a Dollar General*, Case No. 22-cv-207195 (“State Court Action”).

2. On October 14, 2022, process of this complaint was served on Dollar General’s registered agent.

# EXHIBIT 4

IN THE COURT OF COMMON PLEAS  
BUTLER COUNTY, OHIO

STATE OF OHIO ex rel.	)	
ATTORNEY GENERAL	)	CASE NO.
DAVE YOST	)	
30 E. Broad Street, 14th Floor	)	JUDGE
Columbus, Ohio 43215	)	
	)	
Plaintiff,	)	
v.	)	<b>COMPLAINT AND REQUEST FOR</b>
DOLLAR GENERAL CORPORATION	)	<b>DECLARATORY JUDGMENT,</b>
d/b/a DOLLAR GENERAL	)	<b>INJUNCTIVE RELIEF,</b>
100 Mission RDG	)	<b>CONSUMER RESTITUTION, AND</b>
Goodlettsville, TN 37072	)	<b>CIVIL PENALTIES</b>
	)	
Defendant.	)	

---

**JURISDICTION AND VENUE**

1. Plaintiff, State of Ohio, through Attorney General Dave Yost, having reasonable cause to believe that violations of Ohio's consumer protection laws have occurred, brings this action in the public interest and on behalf of the State of Ohio under the authority vested in the Attorney General by R.C. 1345.07.
2. The actions of Defendant Dollar General Corporation, as described below, have occurred in Ohio, including in Butler County, and, as set forth below, are in violation of the Consumer Sales Practices Act ("CSPA"), R.C. 1345.01 et seq., and its Substantive Rules, Ohio Administrative Code ("O.A.C") 109:4-3-01 et seq.
3. Jurisdiction over the subject matter of this action lies with this Court pursuant to R.C. 1345.04 of the CSPA.
4. This Court has venue to hear this case pursuant to Ohio Civ. R. 3(C)(3) because Butler County is one of the Ohio counties in which the Defendant conducted activity that gave rise to the claim for relief.

**DEFENDANT**

5. Defendant is a Tennessee corporation that has been registered with the Tennessee Secretary of State since May 29, 1998.
6. Defendant's principal place of business is 100 Mission RDG, Goodlettsville, Tennessee 37072.
7. Defendant engaged in consumer transactions using the name Dollar General.
8. Defendant registered the trade name, Dollar General, with the Ohio Secretary of State on March 2, 2015.
9. Defendant is a "supplier," as that term is defined in R.C. 1345.01(C), as Defendant engaged in the business of effecting "consumer transactions," either directly or indirectly, by soliciting or selling goods or services to "consumers" for purposes that were primarily for personal, family or household use, as those terms are defined in R.C. 1345.01(A), (C) and (D).

**STATEMENT OF FACTS**

10. Defendant has been at all times relevant to this action engaged in the business of selling consumer goods in the State of Ohio, including in Butler County.
11. Defendant offers sales of household goods at multiple store locations throughout Ohio using advertisements on their shelves to display the price of goods.
12. When the goods are scanned for purchase at the register, the price that is charged to the consumer is different than the price advertised on the shelf.
13. Consumers are damaged when they pay prices higher than the advertised price, whether they realize the pricing difference at the point of sale or not.

**CAUSE OF ACTION: VIOLATIONS OF THE CSPA**

**Count I – Unfair and Deceptive Acts and Practices**

14. Plaintiff incorporates by reference, as if completely rewritten herein, the allegations set forth in Paragraphs One through Thirteen (1-13) of this Complaint.
15. Defendant committed unfair or deceptive acts or practices in violation of the CSPA, R.C. 1345.02(A) and R.C. 1345.02(B)(8), by representing that a specific price advantage exists, if it does not.
16. The acts or practices described above have been previously determined by Ohio courts to violate the CSPA, R.C. 1345.01 et seq. Defendants committed said violations after such decisions were available for public inspection pursuant to R.C. 1345.05(A)(3).

**Count II - Bait Advertising**

17. Plaintiff incorporates by reference, as if completely rewritten herein, the allegations set forth in Paragraphs One through Thirteen (1-13) of this Complaint.
18. Defendant committed unfair or deceptive acts or practices in violation of the CSPA, R.C. 1345.02(A), and the Bait Advertising Rule, O.A.C. 109:4-3-03, by making offers of sales of goods when such offers are not a bona fide effort to sell such a good.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff respectfully requests that this Court grant the following relief:

- A. DECLARE, pursuant to R.C. 1345.07(A)(1), that each act or practice complained of herein violates the CSPA, R.C. 1345.01 et seq., and its Substantive Rules, O.A.C. 109:4-3-01 et seq., in the manner set forth in this Complaint.

- B. ISSUE A PERMANENT INJUNCTION, pursuant to R.C. 1345.07(A)(2), enjoining Defendant, doing business under its own name or any other names, its agents, representatives, salespersons, employees, successors, or assigns, and all other persons acting in concert and participation with Defendant, directly or indirectly, from engaging in the acts or practices of which Plaintiff complains and from further violating the CSPA, R.C. 1345.01 et seq., and its Substantive Rules, O.A.C. 109:4-3-01 et seq., including, but not limited to, violating the specific statutes and rules alleged to have been violated herein.
- C. ASSESS, FINE, AND IMPOSE upon Defendant a civil penalty of \$25,000 for each separate and appropriate violation described herein, pursuant to R.C. 1345.07(D).
- D. ORDER Defendant, pursuant to R.C. 1345.07(B), to pay actual damages to all consumers injured by the conduct of Defendant.
- E. ISSUE AN INJUNCTION prohibiting Defendant from engaging in business as a supplier in any consumer transaction in Ohio until such time as Defendant has satisfied all monetary obligations ordered by this Court or any other Ohio court, in connection with a consumer transaction.
- F. GRANT the Plaintiff its costs in bringing this action including, but not limited to, the costs of collecting on any judgment awarded.
- G. ORDER Defendant to pay all court costs.
- H. GRANT such other relief as the Court deems to be just, equitable, and appropriate.

Respectfully submitted,

DAVE YOST  
Ohio Attorney General

/s/ Lisa M. Treleven

LISA M. TRELEVEN (0086628)

Assistant Attorney General  
Consumer Protection Section  
411 Vine Street, 17th Floor  
Cincinnati, Ohio 45202  
(513)852-1527 (phone)  
(866)347-2545 (fax)  
[Lisa.Treleven@OhioAGO.gov](mailto:Lisa.Treleven@OhioAGO.gov)  
Counsel for Plaintiff, State of Ohio

Date	Document Text	Amount Owed	Amount Available
11/01/2022	FUNDS ON DEPOSIT FOR COURT COST.	\$0.00	
11/01/2022	INSTRUCTIONS TO THE CLERK: Mail a certified copy of the complaint to the Attorney General's Consumer Protection Division pursuant to ORC 1345.09(E).		
11/01/2022	General Division Special Projects Fee pursuant to Local Rule 4.13.	\$165.00	
11/01/2022	Legal fees pursuant to ORC 2303.210 (C).	\$26.00	
11/01/2022	General Division Special Project Fee pursuant to Local Rule 4.12.	\$30.00	
11/01/2022	Clerk of Courts Computerization Fee pursuant to ORC 2303.201 (B)(1).	\$20.00	
11/01/2022	Court Computerization Fee pursuant to ORC 2303.201 (A)(1).	\$6.00	
11/01/2022	Complaint & Filing fee for each cause of action ORC 2303.20(A).	\$25.00	
11/01/2022	Notice of Appearance Filed	\$2.00	
11/01/2022	Attorney: TRELLEVEN, LISA (0086628)	\$0.00	
11/01/2022	PRECIPE FOR SERVICE		Image
11/01/2022	Attorney: TRELLEVEN, LISA (0086628)		Image
11/01/2022	SERVICE COPIES	\$1.00	

## All Information Party Event Doccket Disposition Financial Receipt

Case Type:	CIVIL - GENERAL
Case Status:	Open
FILE Date:	11/01/2022
DCM Track:	
Action:	CONSUMER SALES PRACTICES ACT-TRANSACTIONS O.R.C. 1345.01>13 (H)
Status Date:	11/01/2022
Case Judge:	Oster Jr., Honorable Michael A.
Next Event:	01/12/2023

CV 2022 11 1812 OHIO ATTORNEY GENERAL VS. DOLLAR GENERAL

<u>Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
11/02/2022	AMENDED COMPLAINT FILED Attorney: TRELEVEN, LISA (0086628)	\$35.00	 <a href="#">Image</a>
11/02/2022	PRECIPE FOR SERVICE Attorney: TRELEVEN, LISA (0086628)	\$0.00	 <a href="#">Image</a>
11/02/2022	PRECIPE FOR SERVICE Attorney: TRELEVEN, LISA (0086628)	\$0.00	 <a href="#">Image</a>
11/02/2022	SERVICE COPIES	\$1.00	
11/04/2022	ELECTRONIC CERTIFIED MAIL COVERSHEET (IMPB BARCODE)	\$6.00	 <a href="#">Image</a>
11/04/2022	Issue Date: 11/04/2022 Service: SUMMONS BY CERTIFIED MAIL Method: E-CERTIFIED MAIL (w/ ERR) Cost Per: \$0.00	\$0.00	
	DOLLAR GENERAL CORPORATION C/O DOLGEN MIDWEST LLC 100 MISSION RIDGE GOODLETTSVILLE, TN 37072 Tracking No: Z000058287		
11/04/2022	SUMMONS ON COMPLAINT BY CERTIFIED MAIL ISSUED.	\$1.00	 <a href="#">Image</a>
	SUMMONS ON COMPLAINT BY CERTIFIED MAIL Sent on: 11/04/2022 15:48:35.56		
11/04/2022	ELECTRONIC CERTIFIED MAIL COVERSHEET (IMPB BARCODE)	\$6.00	 <a href="#">Image</a>
11/04/2022	Issue Date: 11/04/2022 Service: COPY BY CERTIFIED MAIL Method: E-CERTIFIED MAIL (w/ ERR) Cost Per: \$0.00	\$0.00	
	STATE OF OHIO CONSUMER SALES PROTECTION DIVISION 30 E BROAD STREET COLUMBUS, OH 43215 Tracking No: Z000058288		
11/04/2022	COPY BY CERTIFIED MAIL ISSUED.	\$0.00	 <a href="#">Image</a>
	COPY ISSUED BY CERTIFIED MAIL Sent on: 11/04/2022 15:51:14.99		
11/07/2022	ELECTRONIC CERTIFIED MAIL COVERSHEET (IMPB BARCODE)	\$12.00	 <a href="#">Image</a>

<u>Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
11/07/2022	Issue Date: 11/07/2022 Service: SUMMONS ON AMENDED COMPLAINT Method: E-CERTIFIED MAIL (w/ ERR) Cost Per: \$0.00	\$0.00	
	DOLLAR GENERAL CORPORATION C/O DOLGEN MIDWEST LLC 100 MISSION RIDGE GOODLETTSVILLE, TN 37072 Tracking No: Z000058300		
	DOGEN MIDWEST LLC C/O CORPORATION SERVICE COMPANY 3366 RIVERSIDE DR STE 103 UPPER ARLINGTON, OH 43221 Tracking No: Z000058301		
11/07/2022	SUMMONS ON AMENDED COMPLAINT ISSUED.  AMENDED SUMMONS Sent on: 11/07/2022 09:20:48.95	\$1.00	 <a href="#">Image</a>
11/15/2022	RETURN RECEIPT OF CERTIFIED MAIL OF  Method : E-CERTIFIED MAIL (w/ ERR) Issued : 11/07/2022 Service : SUMMONS ON AMENDED COMPLAINT Served : 11/09/2022 Return : 11/15/2022 On : DOGEN MIDWEST LLC Signed By : WILLIAM P  Reason : CERTIFIED MAIL SERVICE SUCCESSFUL Comment :  Tracking # : Z000058301	\$0.00	 <a href="#">Image</a>
12/02/2022	COURT ADMINISTRATION OFFICE HAS SCHEDULED:  Event: STATUS REPORT HEARING Date: 01/12/2023 Time: 9:50 am Judge: Oster Jr., Honorable Michael A. Location: General Division Court, GSC 3rd Floor, Courtroom A		
12/02/2022	COURT ADMINISTRATION OFFICE ISSUED NOTICE TO REPORT  NOTICE TO REPORT OSTER Sent on: 12/02/2022 12:21:12.13	\$2.00	 <a href="#">Image</a>
12/06/2022	STIPULATION FOR EXTENSION OF TIME TO RESPOND AMENDED COMPLAINT AND REQUEST FOR DECLARATORY RELIEF, CONSUMER RESTITUTION, AND CIVIL PENALTIES FILED Attorney: MOORE, BRANDON P (0092716)	\$0.00	 <a href="#">Image</a>

<u>Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>Image Avail.</u>
12/06/2022	APPEARANCE OF COUNSEL FILED Attorney: MOORE, BRANDON P (0092716) Receipt: 1037669 Date: 12/06/2022	\$2.00	 <a href="#">Image</a>
12/07/2022	RETURN RECEIPT OF CERTIFIED MAIL OF Method : E-CERTIFIED MAIL (w/ ERR) Issued : 11/04/2022 Service : SUMMONS BY CERTIFIED MAIL Served : 11/15/2022 Return : 12/07/2022 On : DOLLAR GENERAL CORPORATION Signed By : ILLEGIBLE  Reason : CERTIFIED MAIL SERVICE SUCCESSFUL Comment :	\$0.00	 <a href="#">Image</a>
	Tracking # : Z000058287		
12/08/2022	RETURN RECEIPT OF CERTIFIED MAIL OF Method : E-CERTIFIED MAIL (w/ ERR) Issued : 11/04/2022 Service : COPY BY CERTIFIED MAIL Served : 11/17/2022 Return : 12/08/2022 On : STATE OF OHIO Signed By : JOHN ANDERSON  Reason : CERTIFIED MAIL SERVICE SUCCESSFUL Comment :	\$0.00	 <a href="#">Image</a>
	Tracking # : Z000058288		

# EXHIBIT 5





**DOLLAR GENERAL**

DOLLAR GENERAL STORE #14321  
1334 STATE ROUTE 17B  
WHITE LAKE, NY 12786  
(845) 887-0225

**SALE TRANSACTION**

LOL LF VANILLA YOGURT	\$0.75
34500635493	
LOL LF VANILLA YOGURT	\$0.75
34500635493	
LOL LF VANILLA YOGURT	\$0.75
34500635493	
LOL HALF HALF ESL	\$4.00
34500632027	

Items in Transaction: 4  
Balance to pay  
MasterCard

\$6.25  
\$6.25

**PAYMENT CARD PURCHASE TRANSACTION**  
CUSTOMER COPY

MASTERCARD	*****6142
Type: MOBILE	Auth. Code: 77041P
MD: *****27013	TID: *****6000
TOTAL PURCHASE	\$6.25

No Cardholder Verification

Please retain for your records

Save Time. Save Money.  
Every Day! At Dollar General

STORE TILL TRANS. DATE  
14321 11 34087 12-11-22 1:43 PM

Your cashier was: SCO



0999021432101103408710

# EXHIBIT 6

## MONROE COUNTY

## DEPARTMENT OF WEIGHTS AND MEASURES

145 Paul Road, Bldg 2, Rochester, New York 14624

Telephone: 585-753-7933

 RETEST RETEST REQUIRED

FIRM	Dollar General	STORE NO.	19235	DATE	11-30-2022
ADDRESS	1001 Culver Road			MAIN CONTACT	
TOWN/CITY	Rochester	ZIP CODE	14609	E-MAIL ADDRESS	

SUPERMARKET  FOOD STORE/DELI  FISH/BUTCHER  PRICE ACCURACY  BAKERY  DRUG  HARDWARE  
 GAS STATION  GAS STATION/STORE  VARIETY  FUEL OIL DEALER  PROCESS/WARE/MANUF.  OTHER

DEVICE TYPE	TOTAL NO.	VISUAL INSPECTION				DEVICE TEST				FEES					
		FOUND CORRECT	CORRECTED	OTHER	NOT SEALED	PLUS	MINUS	OTHER	ORDERED REPAIRED	REPAIRED	CON-	DEMINED	NO CORRECT	TOTAL NO.	AMOUNT
COMPUTING SCALE															
PRE - PACK SCALE															
CUSTOMER SCALE															
VEHICLE SCALE															
RACK METER															
PRESCRIPTION SCALE															
Hopper/Batch TANK SCALE															
PLATFORM SCALE															
MISC. SCALE															
PETROLEUM PUMPS															
WEIGHTS															
LINEAR MEASURE															
LINEAR DEVICE															
TIMING DEVICE															
VEHICLE TANK METER															
LIQUID MEAS. DEVICE															
TAXI METER															

THIS AMOUNT PAYABLE IN 30 DAYS  
FROM ABOVE DATE. FAILURE TO  
PAY PROMPTLY MAY RESULT IN A  
CIVIL FINE.



GRAND  
TOTAL

Devices listed below require repair or adjustment.

Manuf.	Model No.	Serial No.

Notify Director of Weights and Measures when ready for retesting.  
 "For Customer Use" sign required on or near a computing customer scale.  
 Customer scale required must be easily accessible.  
 Price signs must be posted on every pump or dispenser.  
 Security seals on all approved devices applied on \_\_\_\_\_  
 Product used in testing as shown on this form was returned to proper storage tank, as instructed by operator.

GALLONS PUMPED			
REGULAR		DIESEL	
MID GRADE		KERO	
PREMIUM NOLEAD			

MAIL TO: Monroe County Dept of Weights & Measures  
145 Paul Rd, Bldg 2  
Rochester, New York 14624

MAKE CHECK PAYABLE TO: County of Monroe - Director of Finance

REMARKS: Price Accuracy Inspection

Left copy of price accuracy document with Manager.  
Tested price of 75 items, found 24 errors (68% correct).  
① Under charge and ② 3 overcharges  
③ Products found without retail price, Overcharge Policy not posted. Corrections being made at departure.

ACKNOWLEDGED BY:	Hand J. J. J.	INSPECTOR:	Agent / Knight / Millman
------------------	---------------	------------	--------------------------

It is the user's responsibility to maintain the accuracy of all weighing and measuring devices. All devices must start at zero and all indications displayed must be in agreement. Notify the Director immediately in writing of any new or reconditioned weighing and measuring device, which will be used commercially. All standards used are traceable to the national standards at NIST.

## Monroe County Weights &amp; Measures

Date: 11-30-22  
 Firm: Dollar General #19235  
 Address: 1004 Culver Rd  
 Town/City: Rochester

145 Paul Road - Building 2  
 Rochester, New York 14624  
 Phone: (585) 753-7933

Report # A9810  
 Page 1 of 1

Over Charge Refund Policy Posted  
 Yes  No

Qty. Products/SKU's Found Missing Retail Price Location

1	15	7.5oz Coke 6 Pack	049000061017	Doorway, Isolacy
2	11	CV 1gal water	02751010770	Wall Cooler
3	11	Pepsi 12 Pack	012000809941	Aisle 12 End Cap
4	11	Sukhvit Sing/C	072392324064	Aisle 2 End Cap
5	32	Pork Cracklin Strips		Aisle 2 Ranch 4th
6	19	Sparkling White Grape Juice	041800715008	Aisle 3 End Cap
7	11	CV Vanilla Sandwich Dessert	070640023462	Ice Cream Freezer
8	12	Brillo Eraser & Wipe	070881562621	Aisle 15 End Cap
9	6	Cascade Platinum	037000274742	Aisle 15 Dish Soaps
10	4	Dawn Rinse & Refresh	037000879152	Aisle 15
11	9	Mean Green Cleaner	720547001000	Aisle 16
12	7	Sparkling Ice Cherry Vanilla	016571955144	Back wall
13	23	Sanitizer Wipes	8681242204023	Aisle 17 End Cap
14	3	Spray Nine	07717482	Aisle 18 End Cap
15	2	Pastry Mat	672125061176	Aisle 18
16	15	Party Game	011179361069	Aisle 18 End
17	3	Vintage light Bulb	430001370411	Aisle 19 J Hook
18	12	Pine Glo	076061211518	Aisle 20 End Cap
19	5	Heavy Duty Shower Liner	43001713256	Aisle 20
20	5	20in RainX Wiper Blade	079118004200	Aisle 21 End Cap
21	4	Radio Alarm Clock	841351166966	Aisle 20
22	5	Majik Brush	070982023007	Aisle 20
23	3	Huggies Snug & Dry	036000514728	Aisle 10
24	6	Bella Curls	823168100432	Aisle 24 End Cap
25	4	Twister Rollers 12-Pack	190425105234	Aisle 24

Acknowledged By: JJ

Inspector(s): Knight / Agent / Millman

## Monroe County Weights &amp; Measures

Date : 11/30/22

145 Paul Road - Building 2

Firm : DOLLAR GENERAL #1923

Rochester, New York 14624

Address : 1004 Culver Rd.

Phone: (585) 753-7933

Town/City : Rochester NY 14609

Report # A9810

Page 1 of 3

Over Charge Refund Policy Posted

Yes No 

## Offered

Item	Qty.	UPC	Area	Price	Reg.	Error
------	------	-----	------	-------	------	-------

1	NUT HARVEST CANDY	11		\$1.95	\$1.95	—
2	CORE POWER	20	811620021968	\$3.00	\$3.25	+25¢
3	2% MILK	14		\$3.75	\$3.75	—
4	LIPTON ICE TEA	8	1200011223	\$1.00	\$1.10	+10¢
5	Simple Smart cheese kect.	12		\$1.25	\$1.25	—
6	caramel / mint Delight	10		\$3.00	\$3.00	—
7	TYSON Grilled & Ready	9		\$10.95	\$10.95	—
8	Yummy Dip Buddies	8		\$6.25	\$6.25	—
9	Gatorade	14	052000043280	\$1.35	\$1.45	+10¢
10	Birds eye GREEN BEANS	4		\$1.00	\$1.00	—
11	Lucky Charms BARS	9		\$3.85	\$3.85	—
12	HAWAIIAN Punch Polar Blast	3		\$2.65	\$2.65	—
13	TOWN HOUSE Pasta	9		\$3.85	\$3.85	—
14	chev mix cheddar	10	016620158405	\$2.65	\$2.75	+10¢
15	Pringles Pizza	6		\$2.00	\$2.00	—
16	MTN DEW 20oz	7		\$2.35	\$2.35	—
17	Vibe ear buds	3		\$10.00	\$10.00	—
18	Little Debbie Cosmic brownies	7		\$4.00	\$4.00	—
19	white bread	14		\$1.75	\$1.75	—
20	crunch & munch	12		\$1.00	\$1.00	—
21	latte scalloped	9		\$1.85	\$1.85	—
22	Canned chicken breast	22	5100018806	\$3.65	\$4.00	+35¢
23	crushed Tomatoes	15		\$1.75	\$1.75	—
24	BB cream	8		\$16.00	\$16.00	—
25	Dish brush	5		\$3.00	\$3.00	—

Acknowledged By:

*J. h*Inspector(s): *Knight / Agent / MILLMAN*

## Monroe County Weights &amp; Measures

Date : 11/30/22 145 Paul Road - Building 2  
 Firm : Dollar General #19235 Rochester, New York 14624  
 Address : 1004 Culver Rd. Phone: (585) 753-7933  
 Town/City : Rochester NY 14609

Report # A9810  
 Page 2 of 3

Over Charge Refund Policy Posted  
 Yes  No

## Offered

Item	Qty.	UPC	Area	Price	Reg.	Error
1 DAWN Power wash	7			\$5.00	\$5.00	—
2 Air wick oil	3	062338955513	15	\$7.75	\$8.00	+25¢
3 GLAD FORCE FLEX	5			\$5.95	\$5.95	—
4 Pine-Sol	9			\$4.00	\$4.00	—
5 Pepsi 2 liter	25			\$12.50	\$2.50	—
6 Smart warmer 700 mill	6	786162001571	Block wall	\$1.50	\$1.45	+15¢
7 T-lights 18ct.	25	430001182014	18	\$1.00	\$2.00	+\$1.00
8 Cookie cutters Donut	4	672125069448	18	\$3.00	\$5.00	+\$2.00
9 Paper Plates	3			\$1.00	\$1.00	—
10 2ct crystal clear light bulb	9			\$5.00	\$5.00	—
11 Gorilla Epoxy	2	052427420015	19	\$7.50	\$6.75	-75¢
12 Toilet bowl cleaner	3			\$1.00	\$1.00	—
13 Drive max oil	6			\$7.50	\$7.50	—
14 Branty 2 pack	4	037005666592	BACK WALL	\$5.50	\$6.25	+75¢
15 Lint Roller 100 count	4	075982003078	20	\$5.00	\$6.00	+\$1.00
16 BATH Towel	1			\$2.00	\$2.00	—
17 MIRROR	2			\$10.00	\$10.00	—
18 Grill PAN	3			\$14.00	\$14.00	—
19 Red caps	16			\$14.00	\$4.00	—
20 Rolling pin	2			\$6.00	\$6.00	—
21 Angel soft	8			\$5.95	\$5.95	—
22 flushable wipes	3			\$4.75	\$4.75	—
23 Puffs	24			\$2.00	\$2.00	—
24 infant booties	1			\$1.00	\$1.00	—
25 Gerber rice	1	015000007041	10	\$2.90	\$3.00	+10¢

Acknowledged By:

A. YerInspector(s): Knight / Agent / McLean

## Monroe County Weights &amp; Measures

Date : 11/30/22

145 Paul Road - Building 2

Firm : Dollar General # 9235

Rochester, New York 14624

Address : 1504 Culver Rd

Phone: (585) 753-7933

Town/City : Rochester N.Y. 14609

Report # A9810

Page 3 of 3

Over Charge Refund Policy Posted

Yes No 

## Offered

	Item	Qty.	UPC	Area	Price	Reg.	Error
1	LUV 5 size 2	6	0376 0085 9239	10	\$7.75	\$8.00	+25¢
2	BABY oil	7	0-278513 6649	10	\$3.95	\$4.00	+5¢
3	Aussie Curls	3			\$5.00	\$5.00	—
4	OPS olive oil	9			\$7.25	\$7.25	—
5	DIAL soap	6	0176 0010 9022	24	\$1.95	\$2.00	+5¢
6	cover girl BB cream	2	02270003 3584	24	\$7.25	\$7.95	+70¢
7	CeraVe face lotion	3			\$10.00	\$10.00	—
8	TOP GUN DVD	3			\$19.95	\$19.95	—
9	ZANTAC	3	6814 2103 6122	24	\$9.95	\$10.00	+5¢
10	Vitamin D3	7			\$5.00	\$5.00	—
11	BAND-AID	5	3813 7084 4314	23	\$3.35	\$3.00	+15¢
12	Playtex Sport	6			\$5.00	\$5.00	—
13	ZONE Pro MENS socks	8	7308 3879 8489	9	\$6.25	\$6.50	+25¢
14	BIC pens 4 ct.	3	4300 0064 9488	8	\$2.00	\$2.50	+50¢
15	offree board	7			\$6.00	\$6.00	—
16	Glue stick	6	4300 0050 8839	8	75¢	\$1.00	+25¢
17	Listerine	10			\$6.50	\$6.50	—
18	Glide floss	4			\$4.25	\$4.25	—
19	Rexall whitening strips 8				\$5.00	\$5.00	—
20	Red Energy gum	22			\$2.50	\$2.50	—
21	Downy rinse	9			\$6.95	\$6.95	—
22	MENTOS	15	0733 9002 9883	check out	95¢	\$1.00	+5¢
23	X-MAS ornaments 12				\$3.00	\$3.00	—
24	Chewy bars	14	6300 0057 5284	6	\$5.00	\$5.50	+50¢
25	Haribo Peaches	10			\$2.50	\$2.50	—

Acknowledged By:

Inspector(s): Knight | Agent | Macman

No. 047193

## DEVICE INSPECTION AND TEST REPORT

County/City Jurisdiction	Washington			Date	12-5-22	
Establishment Name	Dollar General			Store No.	21449	
Address	123 Rowe Hill Rd			Telephone No.	518-632-8010	
Town/City	Hartford, NY			Zip Code	12838	

<input type="checkbox"/> Supermarket	<input type="checkbox"/> Food Store Deli	<input type="checkbox"/> Farm/Produce	<input type="checkbox"/> Fish/Butcher	<input type="checkbox"/> Candy/Nuts	<input type="checkbox"/> Bakery	<input type="checkbox"/> Drug Store
<input type="checkbox"/> Hardware Store	<input type="checkbox"/> Gas Station	<input type="checkbox"/> Gas Station Store	<input type="checkbox"/> Marina	<input type="checkbox"/> Airport	<input checked="" type="checkbox"/> Variety/Multiple	<input type="checkbox"/> Fuel Oil Dealer
<input type="checkbox"/> LPG	<input type="checkbox"/> Proc/Ware/Mfr	<input type="checkbox"/> Asphalt/Salvage	<input type="checkbox"/> Fabric/Sewing	<input type="checkbox"/> Feed & Fertilizer	<input type="checkbox"/> Non Commercial	<input type="checkbox"/> Other

Device	Total	VISUAL INSPECTION			TEST			Ordered Repaired	Condemned	Devices listed below require repair or adjustments:		
		Found Correct	Corrected	Other	Not Sealed	Number Correct	Plus	Minus	Other	N/	N/	N/
Computing Scale												
Pre-Package Scale												
Customer Scale												
Prescription Scale												
Vehicle Scale												
Hop/Batch Tank Scale												
Platform Scale												
Livestock Scale												
Misc. Scale												
Petroleum Pumps												
Petroleum Meter VTM												
Rack Meters												
Liquid Measures												
Volume Measures												
Weights Pharmacy												
Weights Other												
Linear Measure												
Linear Device												
Timing Device												
Taxi Meters												
Bulk Milk Tanks												
Misc.												

Remarks:

Pricing Accuracy Inspection: 50 items scanned  
 \$18.10 overcharges and 1 undercharge found

It is the user's responsibility to maintain the accuracy of all weighing and measuring devices. The device owner or his or her agent must notify weights and measures before any official seal or security seal is removed from a device for purposes of adjustment or repair. Notify the Director immediately in writing of any new or reconditioned weighing and measuring device which will be used commercially.

Acknowledged by:

Inspector

Matt J B 951

GALLONS PUMPED AND RETURNED			
Regular		Fuel Oil	
Mid-Grade		Av Gas	
Premium		Jet A	
Diesel			
Kerosene			

## Price Verification Worksheet

1

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Utz Chips Salt and Vinegar	Outside Wall	\$3.00	\$3.25	\$0.25		Utz Chips
Utz cheddar cheese dip 3.7 oz	Outside Wall	\$1.25	\$1.50	\$0.25		
Utz Cheddar cheese dip 9 oz	Outside Wall	\$3.00	\$3.00	\$0.00		
Snickers ice cream bar	Outside Wall	\$1.75	\$1.75	\$0.00		
pepsi 16 oz	Refrigerator	\$1.00	\$1.00	\$0.00		
red bull	Refrigerator	\$2.25	\$2.25	\$0.00		
Whole Milk	Refrigerator	\$4.15	\$4.15	\$0.00		
Pringles	Aisle 3	\$2.00	\$2.00	\$0.00		
Cashews	Aisle 3	\$6.00	\$6.00	\$0.00		
Jacks Links Beef Jerkey	Aisle 3	\$5.35	\$5.35	\$0.00		
Lipton Pure Lead Tea	Pure Leaf	\$1.85	\$2.25	\$0.40		
Starbucks Frappuccino Vanilla	Starbucks	\$2.85	\$3.35	\$0.50		
Little Debbie Swiss Rolls	Aisle 3	\$2.55	\$2.55	\$0.00		
E L Fudge Cookies	Aisle 3	\$3.45	\$3.45	\$0.00		
Oreo Double Stuffed	Aisle 3	\$3.95	\$3.95	\$0.00		
Fruity Pebbles Family Size Cereal	Aisle 4	\$5.00	\$5.00	\$0.00		
yoplait single yogurt	Refrigerator	\$0.85	\$0.85	\$0.00		
Motts 6 pack Applesauce	Aisle 4	\$2.85	\$2.85	\$0.00		
Armour Vienna Sausage	Aisle 5	\$0.95	\$0.95	\$0.00		
Kraft Mac and Cheese	Aisle 5	\$5.50	\$5.50	\$0.00		
Frenchs Yellow Mustard	Aisle 5	\$2.15	\$2.20	\$0.05		
Knorr Pasta Side	Aisle 5	\$1.35	\$1.35	\$0.00		
Hidden Valley Ranch	Aisle 5	\$4.85	\$5.25	\$0.40		Multiple Ranch Wrong
Heinz Ketchup	Aisle 5	\$3.45	\$3.45	\$0.00		
Top Ramen 6 pk	Aisle 5	\$1.35	\$1.35	\$0.00		

Total No. Of Items Tested	25
Total over charges	6
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

2

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Ritz Peanut Butter bits	Aisle 6	\$3.85	\$3.85	\$0.00		
Thomas Bagels 6 pk	Aisle 6	\$4.10	\$4.10	\$0.00		
Old El Paso Kit Stand and Stuff	Aisle 6	\$3.20	\$3.25	\$0.05		
V8 Splash Juice 46 oz	Aisle 6	\$2.35	\$2.35	\$0.00		
Good 2 Grow Juice	Aisle 6	\$4.35	\$4.35	\$0.00		
Betty Crocker Milk Chocolate	Aisle 7	\$1.95	\$1.95	\$0.00		
Herrs Cheese Ball Barrel	Aisle 7	\$7.00	\$7.00	\$0.00		
Energizer Max D4	Endcap 9	\$9.30	\$9.30	\$0.00		
Body Fantasies Body Spray Cotton Candy	Aisle 11	\$8.00	\$8.25	\$0.25		
Chapstick Total Hydration	Aisle 11	\$3.00	\$3.00	\$0.00		
Believe Beauty Contour Stick Dual End	Endcap 11	\$4.50	\$5.00	\$0.50		
Liquid Lipstick	Endcap 11	\$4.50	\$4.75	\$0.25		A lot of endcap wrong
Sudafed PE	Aisle 11	\$8.50	\$8.50	\$0.00		
One a Day MultiVitamin	Aisle 11	\$5.85	\$5.35	\$0.00		
Tylenol Extra Strength 225 ct	Aisle 11	\$18.95	\$18.95	\$0.00		
Rexall Heavy Duty Insoles	Aisle 11	\$8.75	\$9.25	\$0.50		All Rexall Insoles Wrong
Dr Scholls Insoles	Aisle 11	\$18.00	\$18.00	\$0.00		
Scent Happy Body Wash	Endcap 11	\$8.00	\$8.00	\$0.00		
Dial Body Wash	Aisle 12	\$4.75	\$4.75	\$0.00		
Rexall Oral Gel	Aisle 12	\$4.00	\$4.00	\$0.00		
Rexall Heavy Duty Bandages	Aisle 12	\$2.00	\$2.15	\$0.15		
Band Aid Extra Flex Bandages	Aisle 12	\$8.50	\$3.50	\$0.00		
Maybelline New York Nail Gel	End Aisle 12	\$2.50	\$2.75	\$0.25		All Display Wrong
Beauty Believe Nail Polish	Front Believe Beauty	\$2.50	\$3.35	\$0.85		All Nail Polish Display Wrong
Maybelline Foundation	Outside Wall	\$6.50	\$7.00	\$0.50		

Total No. Of Items Tested	25
Total over charges	9
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Covergirl Eyeliner	Outside Wall	\$8.00	\$8.95	\$0.95		A lot of area Wrong
Pedigree Puppy Dry Dog Food	Endcap 13	\$6.85	\$7.45	\$0.60		
Pedigree Wet Dog Food 18 ct	Endcap 13	\$14.75	\$16.95	\$2.20		Whole Endcap Wrong
Mountain Dew 2 liter	Aisle 13	\$2.50	\$2.50	\$0.00		
6 foot folding table	Endcap 13	\$45.00	\$45.00	\$0.00		
Pedigree Dog Food 12 cans	Aisle 14	\$16.75	\$20.25	\$3.50		All Pedigree Dog Food Wrong
Iams Minichunks 22 lb bag	Aisle 14	\$32.95	\$36.95	\$4.00		All Iams Dog Food Wrong
Kibbles and Bits Dog Food	Aisle 14	\$11.50	\$11.50	\$0.00		
Old Glory Dog Food	Aisle 14	\$7.00	\$7.50	\$0.50		Old Glory All Wrong
Natures Menu Dog Food	Aisle 14	\$20.00	\$20.00	\$0.00		
True Living Paper Plates	Outside Wall	\$6.95	\$6.95	\$0.00		
Airwick Refill	Endcap 15	\$5.75	\$4.31	-\$1.44		
True Living Plastic Cups	Outside Wall	\$4.00	\$4.00	\$0.00		
Premiere Cup Holder Trio	Endcap 16	\$8.00	\$8.00	\$0.00		
Comfort Bay Shower Curtain	Aisle 16	\$10.00	\$10.00	\$0.00		
True Living Meal storage	Aisle 17	\$4.50	\$4.50	\$0.00		
True Living Candle	Aisle 17	\$7.00	\$7.00	\$0.00		
Pampers Size 1	Aisle 18	\$11.00	\$11.00	\$0.00		
Luvs Size 4 29 ct	Aisle 18	\$8.00	\$8.00	\$0.00		
Good Nites Youth Pants	Aisle 18	\$11.95	\$11.95	\$0.00		
Pampers Wipes 3 pk	Aisle 18	\$6.75	\$6.75	\$0.00		
Snap back hat	Aisle 18	\$10.00	\$10.00	\$0.00		
Musical Car Baby toy	Aisle 18	\$4.65	\$4.65	\$0.00		
Housewares Hamper	Aisle 18	\$12.50	\$12.50	\$0.00		
True Living Shoe Organizer	Aisle 18	\$7.50	\$7.50	\$0.00		

Total No. Of Items Tested	25
Total over charges	6
Total Under Charges	1
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
True Living Clothes Line	Aisle 18	\$4.75	\$4.75	\$0.00		
Charmin Ultra Strong Bath Tissue	Outside Wall	\$20.00	\$20.00	\$0.00		
Gain Laundry Detergent	Endcap 20	\$15.95	\$15.95	\$0.00		
Duck Packaging Tape	Aisle 19	\$5.50	\$6.00	\$0.50		
Sharpie Markers 2 ct	Aisle 19	\$3.00	\$3.00	\$0.00		
Bic Pens Soft Feel 4 ct	Aisle 19	\$2.25	\$2.25	\$0.00		
EZ Reader Glasses	Endcap 10	\$6.00	\$6.00	\$0.00		
Stickers 69 ct	Endcap 19	\$1.00	\$1.00	\$0.00		
Cotton Swabs 300 ct	Endcap 11	\$2.85	\$2.85	\$0.00		
Scrub Daddy	Aisle 20	\$2.75	\$2.75	\$0.00		
Tide Laundry Detergent 150 oz	Aisle 20	\$12.75	\$12.75	\$0.00		
Bounce Pet hair and lint guard	Aisle 20	\$9.95	\$9.95	\$0.00		
Clorox Bleach 81 oz	Aisle 20	\$5.50	\$6.00	\$0.50		
Febreze wax melt	Aisle 20	\$4.00	\$4.00	\$0.00		
Dawn liquid Dish Soap	Aisle 20	\$9.55	\$9.55	\$0.00		
Mr Clean Mop	Aisle 21	\$14.00	\$14.00	\$0.00		
Mr Clean Cloths	Aisle 21	\$3.00	\$3.00	\$0.00		
True Living Ziplock Bags	Aisle 21	\$4.40	\$4.40	\$0.00		
Swiffer Wet Jet Refill	Aisle 21	\$6.75	\$6.75	\$0.00		
Swiffer Duster	Aisle 21	\$12.00	\$12.00	\$0.00		
Glad 13 gallon trash bags	Aisle 21	\$5.95	\$5.95	\$0.00		
Brawny Paper towels	Aisle 21	\$5.00	\$5.00	\$0.00		
Clorox All purpose cleaner	Aisle 21	\$4.00	\$4.00	\$0.00		
5 hour energy	Front	\$3.25	\$3.25	\$0.00		
Novelty Dual Torch	Front	\$4.00	\$4.00	\$0.00		

Total No. Of Items Tested	25
Total over charges	2
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Summary Report

Store Passed/Store Failed

Inspection

1

Routine

Complaint

Store Name:	Dollar General	Store #	24203	Phone #	518-687-7055
Street Address:	3954 NY - 22	County #	15	Manager	Brad Ball
City, Zip:	Williston, NY 12996	Insp. ID #	130	Date	12/27/2022

Total No. of Items Tested	100	Dan Woods Inspector's name	
Total Over Charges	23	 Inspector's Signature	
Total Under Charges	1	 Receipt of Report Acknowledged	
Total Not on File	0		
Total NOF not Charged Correctly	0		
Accuracy Percentage	76%	Accuracy Percentage considering only OVER Charges	77.00% <span style="float: right;">Fee <input type="checkbox"/> \$0.00</span>

### Comments

100 Random Items were checked for Pricing Accuracy. 23 of these items were over charges. An overcharge is when the customer is being charged more than the price tag on the shelf. A 98% compliance is needed to pass a Pricing Accuracy Inspection. The store has failed with a 77% accuracy.

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
LA Colors Shadow CES135 makeup Nude	Outside Wall	\$8.00	\$8.35	\$0.35		
LA Colors Fnnails 33 pc	Outside Wall	\$8.00	\$8.95	\$0.95		
Believe Beauty Foundation Mocha	Endcap 22	\$5.50	\$5.60	\$0.10		All Foundations Wrong
Believe Beauty Lip Color Liquid Lipstick	Endcap 22	\$4.50	\$4.85	\$0.35		
St Ives Body Wash Oatmeal 16 oz	Aisle 22	\$8.35	\$8.35	\$0.00		
Hello Deodorant AC Clean Fresh 2.6 oz	Outside Wall	\$6.40	\$6.75	\$0.35		
Pronamel ToothPaste Mineral Boost 2.7 oz	Outside Wall	\$5.25	\$5.55	\$0.30		
Rexall Whitening Strips 10 ct	Outside Wall	\$5.10	\$5.10	\$0.00		
Got 2 B Hair Color M71 Metal Silver	Aisle 22	\$12.50	\$12.50	\$0.00		
Flinstones Super Beans Tablets 90 ct	Aisle 21	\$10.15	\$10.50	\$0.35		Flinstone Vitamins Wrong
One a Day Multi Vitamin Mens 100 Ct	Aisle 21	\$9.65	\$10.65	\$1.00		
DG Health A0735 Roll on Hot/Cold 2.5 oz	Aisle 21	\$4.85	\$5.25	\$0.90		
RX Comp A1563 Reg Pads B/ HVY 28 CT	Aisle 21	\$10.00	\$10.50	\$0.50		
Breeze A1445 Maxi Pads UT 44 ct	Aisle 21	\$5.95	\$6.50	\$0.55		
JVC Gummy Ear Buds	Aisle 20	\$7.80	\$7.80	\$0.00		
Zone Pro Sports Bra	Aisle 20	\$5.00	\$5.00	\$0.00		
Hanes B2138 White Crew Boys SZ 3	Aisle 20	\$7.25	\$7.50	\$0.25		
DG Health Docosanol Cream .07 oz	Aisle 20	\$14.70	\$15.95	\$1.25		
Campbell's Tomato Soup 14.3 oz	Aisle 19	\$1.35	\$1.35	\$0.00		
Accessories Gloves Set 4 ct	Aisle 19	\$3.50	\$3.50	\$0.00		
Wireless Gear AC Charger	Aisle 18	\$10.95	\$10.95	\$0.00		
Ghirardelli Caramel Squares	Aisle 18	\$4.00	\$4.00	\$0.00		
Kingsford Lighter Fluid 32 oz	Center cap	\$4.75	\$5.00	\$0.25		
Kingsford Charcoal Easy Light Bag 4 lb	Center cap	\$7.50	\$7.50	\$0.00		
Comfort Bay Wndw Pnl Black 28x63 2ct	Aisle 17	\$14.50	\$15.00	\$0.50		

Total No. Of Items Tested	25
Total over charges	15
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Comfort Bay M0569 Wndw Pnl Hunter Grey	Aisle 17	\$18.00	\$16.00	\$8.00		all curtains wrong
Comfort Bay Pillow 2 pk Standard	Aisle 16	\$8.50	\$8.75	\$0.25		
Comfort Bay Hand Towel Grey	Aisle 16	\$3.05	\$3.50	\$0.45		
Comfort Bay Shower Set 13 PC	Aisle 16	\$18.20	\$14.95	\$1.75		
True Living Vinyl Drain Stoppers	Aisle 16	\$3.00	\$3.00	\$0.00		
UTZ Chips Salt and Vinegar	Aisle 3	\$3.00	\$3.25	\$0.25		All Utz wrong
On The Boarder Tortilla Chip 11 oz	Aisle 3	\$3.00	\$3.25	\$0.25		
Gardettos Snack Mix 8.6 oz	Aisle 3	\$2.50	\$2.85	\$0.35		
Cretor Popcorn Mix Cheese and caramel 7.5 oz	Aisle 3	\$8.50	\$4.00	\$0.50		
Heartland Harv Trail Mix 10 oz	Aisle 3	\$3.25	\$3.50	\$0.25		
Planters Cashews Halves 8 oz	Aisle 3	\$6.00	\$6.25	\$0.25		
V8 Sparkling Energy Lemon Lime 11.5 oz	Aisle 3	\$2.10	\$2.10	\$0.00		
Jack Links Beef Jerkey Teriyaki 2.6 oz	Aisle 3	\$4.95	\$5.50	\$0.55		
Smokehouse Sausage Sticks 5 oz	Aisle 3	\$4.50	\$5.00	\$0.50		All Jerkey Wrong
Hellmanns Mayo Squeeze	Aisle 5	\$4.85	\$5.45	\$0.60		
Frenchs Mustard Yellow 14 oz	Aisle 5	\$1.85	\$2.25	\$0.40		
Franks Red Hot Wing Sauce 5 oz	Aisle 5	\$2.00	\$2.15	\$0.15		
Starkist Chunk Lt Tuna 3 pk 5 oz	Aisle 5	\$3.45	\$3.75	\$0.30		
Hormel Chili W Beans 15 oz	Aisle 5	\$2.45	\$2.45	\$0.00		
Motts Applesauce Strawberry 6 pk	Aisle 5	\$2.35	\$3.00	\$0.65		all motts wrong
GoGo Squeeze Applesauce Strawberry 4 pk	Aisle 5	\$2.75	\$3.15	\$0.40		All Go Go Squeeze wrong
Dole Peaches Diced 4 pk 4 oz	Aisle 5	\$2.75	\$3.45	\$0.70		All Dole 4 pks Wrong
Peter Pan Peanut Butter 28 oz	Aisle 5	\$3.95	\$4.25	\$0.30		All peanut butter wrong
Sweet Sues Chicken 20 oz	Aisle 5	\$3.00	\$3.85	\$0.85		
Kraft Mac and Cheese 4 pk 7.25 oz	Aisle 5	\$4.95	\$5.25	\$0.30		

Total No. Of Items Tested	25
Total over charges	22
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Nissin Cup of Noodles Beef 3 pk 2.25 oz	Aisle 5	\$1.45	\$1.75	\$0.30		All Noodles Wrong
Kraft Cheese Grated Parm 8oz	Aisle 5	\$4.35	\$4.25	-\$0.10		Promo Price. Scans wrong 4.75
Prego Pasta Sauce Meat 38 oz	Aisle 5	\$3.75	\$3.95	\$0.20		All Sauce Wrong
Oreo Cookies Family Size 19.1 Oz	Aisle 6	\$4.50	\$4.85	\$0.35		
Chips Ahoy Cookies Chunky 11.75 oz	Aisle 6	\$3.50	\$3.75	\$0.25		All Cookies wrong
Little Debbie Swiss Rolls 13 oz	Aisle 6	\$2.55	\$2.55	\$0.00		
Keebler Chips Deluxe Dipped Duos 9.4 oz	Aisle 6	\$2.95	\$3.45	\$0.50		
Clover Valley Cookies Fudge Grahams 13 oz	Aisle 6	\$2.00	\$2.65	\$0.65		
Cheese it crackers extra Toasty 7 oz	Aisle 6	\$2.65	\$2.95	\$0.30		
Takis Blue Heat Corn Chip	Aisle 6	\$3.35	\$4.25	\$0.90		
Hersheys w almonds XL Bar 4.25 oz	Aisle 6	\$2.35	\$2.55	\$0.20		
Reeses Miniature Stand up bag 8 oz	Aisle 6	\$3.95	\$4.00	\$0.05		
Heartland Farm Bone PB Filled 4 ct	Aisle 12	\$4.35	\$4.00	-\$0.35		
Arm and Hammer Litter Slide Cat 14 lb	Aisle 12	\$10.85	\$12.25	\$1.40		
Heartland Farm Dry Dog Food Chicken 20 lb	Aisle 12	\$12.00	\$12.75	\$0.75		
Heartland Farm Dry Cat Food Kitten 2.4 lb	Aisle 12	\$4.40	\$4.90	\$0.50		
One Dry Dog Food Purina one Plus 12.5 lb	Aisle 12	\$22.25	\$24.20	\$1.95		
Bounty Paper towel Double 8 roll	Outside Wall	\$18.95	\$21.00	\$2.05		
Drive MXD Motor Oil 1040HM 1 qt	Aisle 13	\$4.65	\$5.75	\$1.10		
Blue Mountain Antifreeze Full Strength 128 oz	Aisle 13	\$16.75	\$16.95	\$0.20		
Pro Essentials Tape Measure 25 ft	Aisle 13	\$6.95	\$7.25	\$0.30		
GE Bent Tip Bulb 60 w soft white 4 ct	Aisle 13	\$3.85	\$4.50	\$0.65		
Good Cook Swaute Pan 12 in	Outside Wall	\$15.00	\$15.50	\$0.50		
True Living Cast Iron Skillet	Outside Wall	\$14.00	\$14.50	\$0.50		
Good Cook Cutting Board Bamboo 14x10	Outside Wall	\$8.00	\$8.50	\$0.50		

Total No. Of Items Tested	25
Total over charges	22
Total Under Charges	2
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Hefty Trash Can 13.5 Gallon	Outside Wall	\$18.50	\$18.95	\$0.45		
Sterilite Latch Tote 64 qt Clear	Outside Wall	\$13.00	\$13.50	\$0.50		
Huggies Pull ups girl sz 4t-5t 19 ct	Outside Wall	\$11.50	\$11.95	\$0.45		
Pampers Swaddlers Super Pk sz 1 96 ct	Outside Wall	\$26.95	\$27.95	\$1.00		
Gerber Baby Food Sweet Potato	Outside Wall	\$1.00	\$1.00	\$0.00		
Gerber Lil Crunchies Veg Dip 1.48 oz	Outside Wall	\$2.40	\$2.75	\$0.35		
Luvs Diapers Jumbo Size 4 29ct	Outside Wall	\$7.50	\$8.00	\$0.50		
True Living Peeler	Outside Wall	\$2.00	\$2.00	\$0.00		
Good Cook Rolling Pin Wooden	Outside Wall	\$6.00	\$6.50	\$0.50		
Charmin Bath Tissue Strong Mega 12 MR	Outside Wall	\$10.95	\$11.50	\$0.55		
True Living Cutlery 180 ct	Outside Wall	\$7.80	\$8.90	\$1.10		
True Living HD Paper Plate 10 in 56 ct	Outside Wall	\$6.15	\$7.25	\$1.10		
Glad 13 Gallon Trash Bags 22 ct	Aisle 10	\$5.95	\$5.95	\$0.00		
True Living Drain Opener Gel 80 Oz	Aisle 10	\$5.75	\$6.00	\$0.25		
Clorox Disinf Wipes Lemon 75 ct	Aisle 10	\$4.75	\$5.75	\$1.00		
Mr Clean Angle Broom Wide Dustpan	Aisle 10	\$11.00	\$12.50	\$1.50		
DG Home Flip Mop Microfiber	Aisle 10	\$9.00	\$10.00	\$1.00		
Swiffer Wet Jet Refill Unstopables	Aisle 10	\$6.95	\$7.00	\$0.05		
Clorox Clean Up Spray w Bleach 34 oz	Aisle 10	\$3.65	\$4.50	\$0.85		
DG Home Cleaner with bleach 32 oz	Aisle 10	\$3.00	\$3.00	\$0.00		
Dawn Powerwash kit apple 16 oz	Aisle 10	\$4.95	\$5.25	\$0.30		
Downy Fab Softener April Fresh 129 oz	Aisle 11	\$10.95	\$11.75	\$0.80		
Gain Flings pods 60 ct	Aisle 11	\$15.95	\$15.95	\$0.00		Promo Price Reg 16.95 wrong
Gain Liquid Laundry Moonlight 65 oz	Aisle 11	\$7.50	\$7.50	\$0.00		Promo Price Reg 7.75 wrong
Tide Simply Liquid Laundry Bleach 150 oz	Aisle 11	\$12.15	\$12.95	\$0.80		

Total No. Of Items Tested	25
Total over charges	19
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Summary Report

Store Passed/Store Failed

Inspection

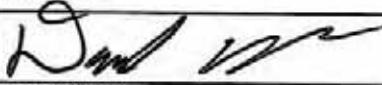
1

Routine      Complaint 

Store Name:	Dollar General	Store #:	18555	Phone #:	518-601-2072
Street Address:	4375 Main St	County #:	15	Manager:	Cynthia Arno
City, Zip:	Port Henry, NY 12974	Insp. ID #:	180	Date:	11/17/2022

Total No. of Items Tested	100		
Total Over Charges	78		
Total Under Charges	2		
Total Not on File	0		
Total NOF not Charged Correctly	0		
Accuracy Percentage	20%	Accuracy Percentage considering only OVER Charges	22.00%

Dan Woods  
Inspector's name



Inspector's Signature

*Cynthia Arno* Manager

Receipt of Report Acknowledged

Fee  \$0.00

### Comments

100 Random Items were checked for Pricing Accuracy. 78 of these items were over charges. An overcharge is when the customer is being charged more than the price tag on the shelf. A 98% compliance is needed to pass a Pricing Accuracy Inspection. The store has failed with a 22% accuracy. There is a major issue with the whole stores pricing.

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Tostitos Salsa	Aisle 1	\$3.70	\$3.70	\$0.00		
2 liter Coca Cola	Aisle 1	\$2.50	\$2.65	\$0.15		
Lays 13 oz classic	Aisle 1	\$4.45	\$4.45	\$0.00		
Freihofer Italian bread	Aisle 2	\$3.20	\$3.20	\$0.00		
Starburst Gummies	Aisle 2	\$2.95	\$2.95	\$0.00		
Kit Kat Mini	Aisle 2	\$1.00	\$1.00	\$0.00		
Whole Milk 1 Gallon	Refridgerator	\$4.25	\$4.15	-\$0.10		
Monster Energy Drink 16 oz	Refridgerator	\$2.40	\$2.40	\$0.00		
Starbucks DoubleShot Energy	Small Refridgerator	\$8.00	\$8.35	\$0.35		
Coca Cola 355 ml	Small Refridgerator	\$1.60	\$2.00	\$0.40		
Sweet Baby Rays Honey BBQ	Aisle 3	\$4.75	\$5.00	\$0.25		
Planters Cashews 8 oz lightly salted	Aisle 3	\$6.00	\$6.25	\$0.25		
Cheese it 7 oz	Aisle 3	\$2.45	\$2.95	\$0.50		
Kick Start Mtn Dew	Aisle 3	\$1.85	\$1.50	\$0.15		
Battery 6 pk AA	Aisle 7	\$1.00	\$1.00	\$0.00		
Dozen Eggs	Refridgerator	\$3.95	\$3.95	\$0.00		
100 liter Tote	top of refridgerator	\$17.00	\$18.00	\$1.00		
Eggo French Toast Sticks	Refridgerator	\$3.25	\$3.25	\$0.00		
V8 Splash 46 oz	Aisle 4	\$2.45	\$2.45	\$0.00		
Kool Aid Mix	Aisle 4	\$3.45	\$3.65	\$0.20		
Hot Fries	Aisle 4	\$3.00	\$3.15	\$0.15		
Pringles	Aisle 4	\$2.25	\$2.35	\$0.10		All Pringles Wrong
Shoe Polish	Aisle 4	\$3.00	\$3.25	\$0.25		
Clorox Bathroom Cleaner	Aisle 13	\$4.50	\$4.50	\$0.00		
Lysol Wipes	Aisle 13	\$5.65	\$5.95	\$0.30		All Wipes Wrong

Total No. Of Items Tested	25
Total over charges	13
Total Under Charges	1
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Drano Max Gel	Aisle 13	\$8.75	\$8.75	\$0.00		
Jiffy Foil Pan 13x9	Outside Wall	\$4.00	\$4.00	\$0.00		
True Living Storage Containers	Outside Wall	\$4.95	\$4.95	\$0.00		
Chinet Paper Plates	Outside Wall	\$7.50	\$7.50	\$0.00		
Gain 1.2 Gallon Fabric Softener	Aisle 14	\$16.75	\$16.75	\$0.00		
Clorox Bleach 43 oz	Aisle 14	\$4.00	\$4.00	\$0.00		
Bounce Dryer Sheets	Aisle 14	\$2.25	\$2.25	\$0.00		
True Living Candle	Aisle 14	\$4.00	\$5.00	\$1.00		
Folgers 19.2 oz	Aisle 5	\$6.95	\$6.95	\$0.00		
Frenchs Yellow Mustard	Aisle 5	\$2.15	\$2.25	\$0.10		
Miracle Whip	Aisle 5	\$5.50	\$5.75	\$0.25		
Apple Jacks 14.7 oz	Aisle 5	\$3.85	\$3.85	\$0.00		
Keebler E L Fudge Double Stuffed	Aisle 5	\$3.55	\$3.65	\$0.10		oreos and keebler wrong
Armour Vienna Sausage	Aisle 6	\$0.75	\$1.00	\$0.25		
Kraft Mac and Cheese 4 pk	Aisle 6	\$5.75	\$5.75	\$0.00		
Spaghettiios	Aisle 6	\$1.65	\$1.65	\$0.00		
Bisquick	Aisle 6	\$4.65	\$5.65	\$1.00		
Hunt's Snack Pack 2 pack	Aisle 6	\$1.65	\$1.65	\$0.00		
Gatorade 28 oz	Aisle 6	\$1.35	\$1.45	\$0.10		
Old El Paso taco shells	Aisle 6	\$2.85	\$2.95	\$0.10		All Old El Paso
Nissin Top Ramen	Aisle 6	\$1.35	\$1.45	\$0.10		All Nissan wrong
Sweet Peas	Aisle 6	\$0.85	\$0.85	\$0.00		
Pedigree 22 oz	Aisle 15	\$2.40	\$2.40	\$0.00		
Natures Menu 15 lb	Aisle 15	\$20.00	\$20.00	\$0.00		
Heartland Farm 12 lb Dog Food	Aisle 15	\$10.65	\$11.25	\$0.60		

Total No. Of Items Tested	25
Total over charges	10
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Marro Bone Pedigree	Aisle 15	\$4.95	\$5.25	\$0.30		
Good n Fun Bones	Aisle 15	\$4.25	\$4.25	\$0.00		
Mr Clean Mop	Aisle 15	\$14.00	\$14.50	\$0.50		
Swiffer Duster	Aisle 15	\$7.00	\$7.00	\$0.00		
Dog Collar	Aisle 15	\$4.50	\$4.50	\$0.00		
Good Cook Strainer	Outside Wall	\$7.50	\$7.75	\$0.25		
Good Cook Wooden Spoon	Outside Wall	\$3.50	\$3.75	\$0.25		
Microwave Plates	Outside Wall	\$6.00	\$6.00	\$0.00		
18 piece shower curtain	Aisle 16	\$10.00	\$10.00	\$0.00		
Comfort Bay runner	Aisle 16	\$12.00	\$12.00	\$0.00		
Campbells Soup	Aisle 7	\$1.35	\$1.35	\$0.00		
Hershey Kisses	Aisle 7	\$3.25	\$3.25	\$0.00		
Wrapping paper 4 pk	Aisle 7	\$5.00	\$5.00	\$0.00		
NyQuil	Aisle 11	\$9.50	\$9.50	\$0.00		
Ludens Cough Drops	Aisle 11	\$4.95	\$4.95	\$0.00		
Dr Scholls inserts	Aisle 11	\$13.00	\$13.00	\$0.00		
Tums	Aisle 11	\$6.00	\$6.00	\$0.00		
Premier Protein 4 pk	Aisle 11	\$10.00	\$10.00	\$0.00		
Tampax 28 ct	Aisle 11	\$8.40	\$8.40	\$0.00		
GE 40 watt 4 pk	Aisle 20	\$4.50	\$4.50	\$0.00		
Chap Stick hydration	Aisle 20	\$3.00	\$3.00	\$0.00		
Duct Tape	Aisle 20	\$5.75	\$5.75	\$0.00		
AJAX dish detergent	Aisle 20	\$1.00	\$1.00	\$0.00		
Valvoline 1 qt	Aisle 20	\$5.75	\$5.75	\$0.00		
Angel Soft 4 pk bath tissue	Outside Wall	\$3.75	\$3.75	\$0.00		

Total No. Of Items Tested	25
Total over charges	4
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity	Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
Bounty 4 pk	Outside Wall	\$8.75	\$8.75	\$0.00		
Hefty 13 gallon trash bag	Aisle 21	\$5.95	\$5.95	\$0.00		
Double Zipper Storage Bag True Living	Aisle 21	\$4.45	\$4.45	\$0.00		
Gmette Steps Diapers	Outside Wall	\$6.00	\$6.00	\$0.00		
Huggies size 4 76 ct	Outside Wall	\$25.50	\$25.50	\$0.00		
Johnsons Baby Lotion	Outside Wall	\$4.50	\$4.50	\$0.00		
Gerber Baby Food	Outside Wall	\$1.25	\$1.25	\$0.00		
Swiggles baby socks	Aisle 21	\$6.25	\$6.50	\$0.25		
Oral B 6 pk Toothbrush	Outside Wall	\$5.10	\$5.10	\$0.00		
Scope Mouthwash 1 lt	Outside Wall	\$4.75	\$4.75	\$0.00		
Dove Body Wash	Aisle 12	\$7.50	\$7.50	\$0.00		
Wahl Hair Trimmer	Outside Wall	\$31.00	\$31.00	\$0.00		
ConAir Curling Iron	Outside Wall	\$8.70	\$8.70	\$0.00		
Gillette Shaving Cream	Aisle 12	\$2.95	\$2.95	\$0.00		
Bic click 5 razor blades	Aisle 12	\$7.15	\$7.15	\$0.00		
Speed Stick	Aisle 12	\$2.00	\$2.25	\$0.25		
Got 2 b Colu maniac mouse	Outside Wall	\$4.35	\$4.35	\$0.00		
Pantene Conditioner	Outside wall	\$6.10	\$6.10	\$0.00		
Mink Effect Eye Lashes	Outside Wall	\$4.75	\$4.75	\$0.00		
Believe Liquid Lip gloss	Endcap 11	\$4.50	\$4.85	\$0.35		
Believe Foundation	Endcap 11	\$5.50	\$5.60	\$0.10		
Believe Liquid Liner	Endcap 11	\$4.50	\$5.25	\$0.75		
Wild Tropics sunscreen	Front	\$9.00	\$4.50	-\$4.50		
Coppertone sunscreen	Front	\$8.00	\$8.00	\$0.00		
Body Spray	Aisle 11	\$3.35	\$3.35	\$0.00		

Total No. Of Items Tested	25
Total over charges	5
Total Under Charges	1
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Summary Report

Store Passed/Store Failed X

Inspection

1

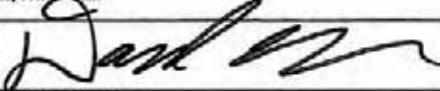
 Routine    Complaint

Store Name:	Dollar General	Store #	10970	Phone #	518-601-2072
Street Address:	925 US Rt 9	County #	15	Manager	Bonnie Bessey
City, Zip:	Schroon Lake, 12870	Insp. ID #	130	Date	12/8/2023

Total No. of Items Tested	100
Total Over Charges	32
Total Under Charges	2
Total Not on File	0
Total NOF not Charged Correctly	0
Accuracy Percentage	66%

Dan Woods/ Matt Flemming

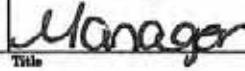
Inspector's name



Inspector's Signature



Receipt of Report Acknowledged



Title

Fee  \$0.00

Accuracy Percentage considering only OVER Charges	68.00%
---	--------

### Comments

100 Random Items were checked for Pricing Accuracy. 32 of these items were over charges. An overcharge is when the customer is being charged more than the price tag on the shelf. A 98% compliance is needed to pass a Pricing Accuracy Inspection. The store has failed with a 68% accuracy.

## Price Verification Worksheet

Product identity		Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
1	Clover Valley Club Soda	5	\$0.75	\$0.75	\$0.00		
2	Kind Breakfast Bars	6	\$2.95	\$2.95	\$0.00		
3	Clover Valley Toasted Oats	6	\$2.00	\$2.00	\$0.00		
4	Nestle Toll House	6	\$2.50	\$2.50	\$0.00		
5	Ragu Mushroom Sauce	7	\$1.50	\$1.75	\$0.25		overcharge
6	Clover Valley Mackerel	7	\$1.85	\$1.85	\$0.00		
7	Hamburger Helper	7	\$1.65	\$1.65	\$0.00		
8	Bic Highlighter Markers	7/8 Endcap	\$2.00	\$2.00	\$0.00		
9	Clover Valley Vegetable Juice	8	\$2.50	\$2.50	\$0.00		
10	Powerade 28 fl oz	8	\$0.60	\$0.60	\$0.00		
11	Jolley Rancher Gummies	4	\$2.00	\$1.00	-\$1.00		undercharge/misshelved
12	Schweppes Ginger Ale	22/wall	\$1.90	\$2.00	\$0.10		overcharge
13	DG Home Drawstring Bags	22/wall	\$9.50	\$9.00	-\$0.50		undercharge/misshelved
14	Good Cook Measuring Set	22	\$2.50	\$2.50	\$0.00		
15	True Living Shower Rod	22	\$10.00	\$10.00	\$0.00		
16	Penzoil 1 qt motor oil	21	\$5.00	\$5.00	\$0.00		
17	California Scents	21	\$3.00	\$2.95	-\$0.05		undercharge/misshelved
18	Sterlite 32 qt tote	back wall	\$7.50	\$7.50	\$0.00		
19	Foam Roller	20	\$5.00	\$5.00	\$0.00		
20	3D Puzzle Toy	20	\$1.00	\$1.00	\$0.00		
21	Toy Cars	20	\$5.00	\$5.00	\$0.00		
22	Magic Power Lemon Cleaner	20	\$1.00	\$1.00	\$0.00		
23	Pine Sol 100 fl oz	19	\$6.50	\$6.50	\$0.00		
24	DG Toilet Bowl Tab	19	\$1.00	\$1.00	\$0.00		
25	Mr. Clean Mop Refill	19	\$6.50	\$6.50	\$0.00		

Total No. Of Items Tested	25
Total over charges	2
Total Under Charges	3
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product identity		Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
26	DG Home Tropic Nectar	19	\$6.75	\$6.75	\$0.00		
27	Tide Pods 3 in 1	18	\$9.00	\$9.00	\$0.00		
28	Raid Ant + Roach	18	\$4.25	\$4.25	\$0.00		
29	DG Scouring Pads	18	\$1.75	\$2.05	\$0.30		overcharge
30	CV Cream of Mushroom	15	\$0.70	\$0.70	\$0.00		
31	DG 12 pack bathroom tissue	back wall	\$8.95	\$8.95	\$0.00		
32	Westcott Pencil Sharpener	12	\$4.25	\$4.75	\$0.50		overcharge
33	8 piece Acrylic Paints	12	\$4.00	\$4.00	\$0.00		
34	Hane's Boxer Briefs	12	\$8.80	\$8.80	\$0.00		
35	Hanes Cotton Briefs	12	\$7.95	\$7.95	\$0.00		
36	Gilden Fleece	12	\$15.00	\$6.75	-\$8.25		discontinued/intentional undercharge
37	DG Cold/Flu Relief	10/11 Endcap	\$4.25	\$4.25	\$0.00		
38	Huggies 27 Pack	10	\$8.50	\$8.50	\$0.00		
39	Predo Baby Wipes	10	\$1.95	\$1.95	\$0.00		
40	DG Aloe Gel	10	\$4.00	\$4.00	\$0.00		
41	Tylenol Cold/Flu	10	\$6.50	\$6.50	\$0.00		
42	Rexall Laxative	10	\$2.25	\$2.25	\$0.00		
43	DG Antacid	10	\$2.35	\$2.35	\$0.00		
44	Bayer Back and Body	10	\$6.50	\$6.50	\$0.00		
45	Tinactin Spray	10	\$5.50	\$5.50	\$0.00		
46	Poligrip	9	\$5.00	\$5.00	\$0.00		
47	Colgate Optic White	9	\$5.00	\$5.00	\$0.00		
48	Studio Select Manicure Set	9/wall	\$6.00	\$6.00	\$0.00		
49	Con Air Hair Dryer	9/wall	\$10.50	\$10.50	\$0.00		
50	Old Spice Hyro Wash	9/wall	\$5.50	\$5.50	\$0.00		

Total No. Of Items Tested	25
Total over charges	2
Total Under Charges	1
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Summary Report

Inspection  1st  2nd  Other

Complaint

Routine

Store Passed Inspection

Store Failed Inspection

Store Name:	Dollar General	Store #	18555	Phone #	518-601-2072
Street Address:	4375 Main St.	County #	99	Manager	Sabrina Canning
City, Zip:	Port Henry, NY, 12974	Insp. ID #	951	Date	2/26/2021

Total No. of Items Tested	50
Total Over Charges	4
Total Under Charges	4
Total Not on File	0
Total NOF not Charged Correctly	0
Accuracy Percentage	84%

Matthew Fleming

Inspector's name

Inspector's Signature

Receipt of Report Acknowledged

Title

Fee

Comments

All tests done in accordance with NIST Handbook 130

## Price Verification Worksheet

Product identity		Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
1	Suave Moose	12	\$3.00	\$3.00	\$0.00		
2	Wahl Hair Cutting Kit	12	\$16.00	\$16.00	\$0.00		
3	Con Air Hair Comb	12	\$3.00	\$3.00	\$0.00		
4	DG Cold Sore Treatment	12	\$5.00	\$1.88	-\$3.12		discontinued item
5	Oral B Tooth Brush	12	\$1.00	\$1.00	\$0.00		
6	Comfort Bay Quilt	12	\$20.00	\$20.00	\$0.00		
7	Surge Sunglasses	Aisle 12 display	\$10.00	\$10.00	\$0.00		
8	Buddeez Dispenser	21	\$3.75	\$4.00	\$0.25		overcharge
9	True Living Condiment Holder	21	\$1.00	\$1.00	\$0.00		
10	DG Shower Rod	21	\$9.00	\$9.50	\$0.50		overcharge
11	Irish Spring	12	\$4.00	\$4.00	\$0.00		
12	Cotton Rounds	12	\$1.75	\$1.75	\$0.00		
13	Airid XX Extra Dry	12	\$2.75	\$2.75	\$0.00		
14	Believe Beauty Mist	12	\$4.00	\$4.00	\$0.00		
15	Mucinex DM	11	\$13.50	\$13.50	\$0.00		
16	Children's Zyrtec	11	\$11.25	\$11.25	\$0.00		
17	Alka Seltzer Gum	11	\$4.00	\$4.00	\$0.00		
18	Ensure Original	11	\$8.50	\$8.50	\$0.00		
19	Kittrich Grip Line	20	\$1.00	\$1.00	\$0.00		
20	True Living Essentials Clothesline	20	\$4.15	\$4.65	\$0.50		overcharge
21	2 Gallon Gas Can	20	\$13.00	\$13.00	\$0.00		
22	DG Tape Measure	20	\$5.00	\$5.00	\$0.00		
23	Shoe Gear Laces	20	\$2.00	\$2.00	\$0.00		
24	Kids Socks	19/20 Endcap	\$5.00	\$5.00	\$0.00		
25	DG Pads	11	\$4.00	\$4.00	\$0.00		

Total No. Of Items Tested	25
Total over charges	3
Total Under Charges	1
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Worksheet

Product Identity		Location	Shelf Price	Charged Price	Error in Cents ±	Not on File	Comments
26	Tampax Pearl	11	\$4.00	\$4.00	\$0.00		
27	Mueller Sports Wrap	11	\$4.00	\$4.00	\$0.00		
28	Energizer A23 Batteries	10/11 Endcap	\$3.85	\$3.85	\$0.00		
29	Huggies 25 Pack	10	\$9.25	\$9.25	\$0.00		
30	Nuby Pacifier Clip	10	\$3.00	\$3.00	\$0.00		
31	Cribmates Toy Phone	10	\$4.25	\$4.25	\$0.00		
32	Bobbie Brooks Blouse	19	\$12.50	\$12.50	\$0.00		
33	Ford Licensed Cap	19	\$8.00	\$8.50	\$0.50		overcharge
34	Hanes Tagless T Shirts	10	\$10.15	\$10.15	\$0.00		
35	Hanes Boys T Shirts	10	\$5.95	\$5.95	\$0.00		
36	DG Party Decorating Kit	9	\$4.00	\$4.00	\$0.00		
37	Crafter's Closet Colored Sticks	9	\$1.25	\$1.50	\$0.25		overcharge
38	Wrapping Paper	9	\$1.50	\$1.50	\$0.00		
39	Ticonderoga Pencils 10 pack	18	\$2.75	\$2.75	\$0.00		
40	Art Skills Poster Letters	18	\$2.50	\$2.50	\$0.00		
41	3 lb Dumbbell	18	\$4.50	\$4.50	\$0.00		
42	Play-Doh Set	18	\$3.00	\$3.00	\$0.00		
43	Matchbox Jeep	18	\$1.00	\$1.00	\$0.00		
44	True Living Candle	9	\$5.00	\$5.00	\$0.00		
45	Billboard Earbuds	9	\$5.00	\$5.00	\$0.00		
46	Airheads Candy	8	\$2.00	\$2.00	\$0.00		
47	Happy Easter Bunny	8	\$4.00	\$4.00	\$0.00		
48	12 oz Cooler Can	17	\$7.00	\$7.00	\$0.00		
49	Scott 6 pack	Back Shelf	\$3.00	\$3.00	\$0.00		
50	True Living Paper Towels	Back Shelf	\$6.75	\$6.75	\$0.00		

Total No. Of Items Tested	25
Total over charges	2
Total Under Charges	0
Total Not on File (NOF)	0
Total NOF not charged correctly	0

## Price Verification Summary Report

Inspection  1st  2nd  Other

Complaint  Routine

Store Passed Inspection

Store Failed Inspection

Store Name:	Dollar General	Store #	10970	Phone #	518-904-0040
Street Address:	925 U.S. Rt. 9	County #	99	Manager	Bonnie Bessey
City, Zip:	Schroon Lake, NY, 12870	Insp. ID #	951	Date	2/26/2021

Total No. of Items Tested	50	Matthew Fleming	
Total Over Charges	5	Inspector's name	
Total Under Charges	1	Inspector's Signature	
Total Not on File	0	Receipt of Report Acknowledged	
Total NOF not Charged Correctly	0	Title	
Accuracy Percentage	88%	Accuracy Percentage considering only OVER Charges	Fee <input type="text"/>
		90.00%	

Comments

All tests done in accordance with NIST Handbook 130

**From:** [Tiano, Suzanne](#)  
**To:** [Willis, James \(AGRICULTURE\)](#)  
**Subject:** Dollar General and Family Dollar Price Accuracy Inspection Reports  
**Date:** Thursday, January 5, 2023 12:12:00 PM  
**Attachments:** [Family Dollar Inspection New Lebanon 01042023.pdf](#)  
[Dollar General Hudson 12302022.pdf](#)  
[Dollar General-Germantown Price Accuracy inspection.pdf](#)  
[Big Lots Inspection 11152022.pdf](#)  
[Family Dollar Inspection Chatham12142022.pdf](#)  
[Weights and Measures Family Dollar Chatham Price Accuracy Fine Letter 12142022.doc](#)  
[Weights and Measures Price Chopper Price Accuracy Fine Letter 12192022.doc](#)  
[Weights and Measures Dollar General Hudson Price Accuracy Fine Letter 01032023.doc](#)  
[Weights and Measures Dollar General Germantown Price Accuracy Fine Letter 01032023.doc](#)  
[Family Dollar Inspection New Lebanon 01042023.pdf](#)

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**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

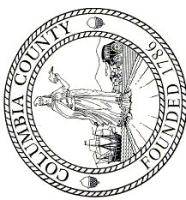
Hi Jim,  
Corbin said you would be interested in my recent Price Accuracy Inspections for Dollar General and Family Dollar stores located in my county.  
I have enclosed copies of the inspections and fine letters for your review.  
Please let me know if you have any questions or concerns.

Regards,

Sue

--  
**Suzanne Tiano**

**Director of Weights and Measures**  
**401 State Street**  
**Hudson, NY 12534**  
**Phone: 518-567-3437**



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

Phone: (518) 697-8291

## Price Verification Summary Report

**Insp Date:** 12/30/2022    **Business ID:** CC000007

**Business:** Dollar General  
70 Fairview Ave

Hudson, NY 12534

**Inspection:** CC000007

**Store ID:**

**Phone:** 518-291-8195

**Inspector:** 001 Suzanne Tiano

**Reason:** Routine Inspection

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
DG Health Sinus Pressure & Pain	Cold and Flu Ai	350844502087			\$3.95	\$4.00	(\$0.05)		Over Charge
MiraLax	Side Wall	41100820730			\$12.75	\$12.95	(\$0.20)		Over Charge
Mabelline Twin Eye Pencile	Beauty Products	41554530254			\$4.00	\$4.35	(\$0.35)		Over Charge
Belle Comb and Brush Set	Hair Products	190425045608			\$2.00	\$2.25	(\$0.25)		Over Charge
Super Hair Bond Remover	Hair Products	746817584400			\$0.00	\$3.00	(\$3.00)		No Shelf Tag
Wash Cloth Light Tan	Towel Section	632726192280			\$3.00	\$2.75	\$0.25		Under Charge
Charmin Ultra Strong 12 Pk	Back Wall	30772041703			\$14.50	\$15.50	(\$1.00)		Over Charge
Comfort Bay Printed Sheet Set	Housewares	6952079001911			\$10.50	\$12.50	(\$2.00)		Over Charge
GE 60W 8W Led 2 pk	Bulb Area	43168504867			\$6.00	\$8.35	(\$2.35)		Over Charge

Inspector \_\_\_\_\_

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director  
 Weights & Measures  
 401 State Street, Hudson NY 12534  
 Phone: (518) 697-8291

## Price Verification Summary Report

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
Brush Tip Markers 8 Ct.	Craft Section	67212506917		\$6.35	\$6.50	(\$0.15)			Over Charge
Birthday NApkins	Seasonal Sectio	1179259328		\$0.00	\$1.00	(\$1.00)			No Shelf Price
True Living CAndle	Candle Section	430001360955		\$6.00	\$7.00	(\$1.00)			Over Charge
Paw Patrol Floor Puzzel	Toy Section	778988567364		\$0.00	\$7.50	(\$7.50)			No Shelf Price
Kettle Ball	Toy Area	672125072691		\$14.00	\$16.00	(\$2.00)			Over Charge
True Living 12 roll Bathroom Tissue	Back Wall	72645912119		\$8.50	\$8.75	(\$0.25)			Over Charge
Oreo Cookies	Cookie Aisle	4400025403		\$3.65	\$3.95	(\$0.30)			
Clover Valley 2 % Milk 128 oz	Cooler	70744002202		\$4.05	\$3.75	\$0.30			Under Charge
Mountain Dew Energy Drink	Small Cooler En	12000028625		\$2.00	\$2.35	(\$0.35)			Over Charge
Lamb Weston Super Crispy Crinkle Cut Fries	Freezer	43301611674		\$4.50	\$5.75	(\$1.25)			Over Charge
Mrs. T. Pierogies	Freezer	41164000222		\$3.00	\$3.50	(\$0.50)			Over Charge
Totino'sPeperoni Pizza Party	Freezer	42800114006		\$2.00	\$2.25	(\$0.25)			Over Charge
Betty Crocker Scoobi Fruit Snacks	Cereal Aisle	16000424197		\$2.25	\$3.00	(\$0.75)			Over Charge
Quaker Oats Chewy Variety Pk 14 ea	Cerael Aisle	30000575284		\$5.35	\$5.50	(\$0.15)			Over Charge

**Result:** Fail, Increased Inspection Frequency

Inspector \_\_\_\_\_

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

Phone: (518) 697-8291

## Price Verification Summary Report

**Sample Size:** 50    **Net Dollar Error:** (\$24.10)  
**Fail Rate:** 46.9%    **Columbia County Weights and Measures conducted a pricing accuracy inspection of**

### Notes:

- 50 Items scanned
- 16 -Over Charges
- 2 Under Charges
- 3 No Shelf Tags

\$300.00 for Failers to meet 98.0%  
\$300.00 for each Over Charge \$4800.00  
Total \$5100.00

Fine letter to be sent within week

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Inspector

---

Acknowledged Receipt :

DOLLAR GENERAL STORE #19235  
ROCHESTER, NY 585-239-2755

LUVS JUMBO PK SZ2	037000859239	8.00	N
QUAKER CHEWY VARIE	030000575284	E	5.50
GS BABY OIL 200Z	072785136649		4.00
CG FOUN BB CRM SMT	022700033584		7.95
200Z LIT ICED TEA	012000112232	E	1.10
MENS P6 1 2C ANKLE	691466859310		6.50
IM GLUE STICK LARG	430001474232		1.00
A WICK OIL TURQ 3C	062338955513		8.00
CHEX MIX CHEDDAR	016000158405	E	2.75
10PK UNSCENTED TEA	430001182014		2.00
MENTOS MINT ROLLS	073390003852	E	1.00
GTRADE ZERO GLC FR	052000043280	E	1.45
EVERCAREPET 100CT	070982003344		6.00
BIC PENS SOFT FEEL	070330197619		2.50
CORE POWER VANILLA	811620021968	E	3.25
ZANTAC H BURN RELI	681421036122		10.00
BABY RICE CEREAL 8	015000070007	E	3.00
SWANSON CHUNK CHIC	051000188069	E	4.00
BOUNTY 2DR SAS PRI	037000666608		6.25
SMARTWATER 23.70Z	786162001511	E	1.65
OTH BOTTLE DEP-.05		E	0.05
GORILLA EPOXY 26ML	062427007001		6.75
BAND-AID FABRIC 30	381370044314		3.50
DONUT CUTTER	672125069448		5.00
DIAL LHS AB LAV JA	017000109022		2.00
SUBTOTAL			\$103.20
Tax1			\$4.70
Tax2			\$0.58
<b>TOTAL SALE</b>			<b>\$108.48</b>
<b>CASH</b>			<b>\$108.48</b>
2022-11-30 13:55:27	19235 02		9380



890144299183539120910012910919910014341311

-----CUT HERE-----  
\*\*\*\*\*  
\* Complete survey at [decustomerfirst.com](http://decustomerfirst.com) \*  
\* For a chance to \*  
\* WIN A \$100 Gift Card \*  
\* Weekly Drawings, Must be 18+ to enter \*  
\* Survey Code \*  
\* **1914-0298-1243-493** \*  
\*\*\*\*\*

-----CUT HERE-----  
**SATURDAY DEC. 3RD ONLY!**

DG Store Coupon

Valid 12/3/2022

**\$5 OFF \$25**

**From:** WM- Weights Measures  
**To:** ": John Lee"; "Albany, John Devoe"; "Albany, Todd Stanton"; "Allegany, Gilbert Green"; saustenfeld@co.broome.ny.us; "Cattaraugus, Austin Kimes"; "Cayuga, Kyle Laukitis"; "Chautauqua, Bob Calhoun"; "Chemung, Yates, Schuyler, Cliff Boyce"; "Chenango, Eric Davis"; "Clinton, Allan Bilow"; "Columbia, Suzanne Tiano"; "Cortland, Wes Foley"; "Delaware, Lynn Reed"; "Dutchess, Sandy Winder"; Gorlewski, Phillip (ERIE); "Essex, Daniel Woods"; "Franklin, Derrick Decon"; "Fulton, James Callery"; "Genesee, Orleans, Ron Mannella"; "Greene, Lance Fischer"; herbschmid258@gmail.com; "Herkimer, Mike Talaba"; "Jefferson, Lewis, Brian Mooney"; "Jefferson, Lewis, Sarah Yount"; Johnson, Cameron M (Ontario Co); LaMarca, Charles (ERIE); "Madison, Mark Miller"; "Monroe, Jeffrey Berl"; "Montgomery, Raymond Borst"; "Mt. Vernon, Michael Pauercio"; Heino, Kenneth (NASSAU); Lili, Philip (NASSAU); "Niagara, Patrick M. Kenney"; "NYC, Anthony Gangemi"; "NYC, Richard O'Hara"; "Oneida, Brian Barile"; "Orange, Mike Stanley"; "Oswego, Jamie Comstock"; "Otsego, Jody Taylor"; "Michael Budzinski"; "Rensselaer, Laurie Danaher"; "Rensselaer, Laurie Danaher"; "Bryant, Charles"; "Rockland, James Elcik"; "Rockland, Kevin Guiney"; Caputo, James J (SCHEECTADY Co); "Schoharie, Jacob Van Evera"; Sauvageau, Susan (SENECA Co); "St. Lawrence, Adam Simmons"; "Steuben, Langdon Holmes"; "Suffolk, Joe Wood"; "Sullivan, Julian Motola"; "Sullivan, Mark Witkowski"; "Tioga, Mark Griep"; "Ulster, James Degasperis"; "Warren, Jeffery Woodell"; "Washington, Daniel Sullivan"; WM- Weights Measures; "Westchester, Ethan Bogren"; "Westchester, John Gaccione"; rjines@wyomingco.net; "Yonkers, Eric Wright"; "Yonkers, Kerry O'Brien"  
**Cc:** Willis, James (AGRICULTURE)  
**Subject:** Dollar General Wayne County  
**Date:** Thursday, January 19, 2023 3:28:53 PM

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Good morning,

I am having big issues with Dollar Generals in my county and pricing accuracy compliance. I know that this is a nationwide trend but am wondering [REDACTED]

I issue a blanket \$300 penalty for a failure regardless of how many overcharges the store may have. \$600 for a re-inspection failure. I just did an inspection yesterday and the location failed with 71%. All 29 errors were over charges, 5 of them being large. I did an initial inspection at another location and they failed with 92% all errors overcharges, penalty issued. I go back 5 weeks later and they fail this time with 86%, 11 of the errors being overcharges. I have received 2 complaints from consumers regarding exactly this issue in 2022. 12 of my last 13 Dollar General Pricing accuracy inspections have resulted in failures for the stores.

[REDACTED]

Any advice or feedback or general thoughts would be appreciated.

Theodore Dymant  
Director of Weights & Measures  
Wayne County Weights & Measures  
7227 Rt. 31 Lyons NY 14489

Phone: 315-946-5620

Fax: 315-946-5610

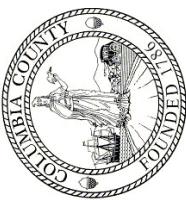
TDyment@co.wayne.ny.us



Go Green! Print this email only when necessary. Thank you for helping the County of Wayne be environmentally responsible.

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# Columbia County

Susanne Tiano, Director  
Weights & Measures

401 State Street, Hudson NY 12534  
Phone: (518) 697-8291

## Price Verification Detail Report

**Insp Date:** 12/29/2022    **Business ID:** CC0000017  
**Business:** Dollar General-Germantown  
 4301 NY-9G

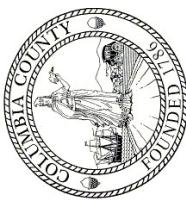
Germantown, NY 12526

**Inspection:** CC0000006  
**Store ID:**  
**Phone:** 518-318-1515  
**Inspector:** 001 Suzanne Tiano  
**Reason:** Routine Inspection

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
Mchelob Ultra 12 pkg	Front Cooler	182000699118		\$13.00	\$13.90	(\$0.90)			Over Charge
Coors Light 18 pk	Front Cooler	719903001736		\$17.00	\$17.00				
Monster Energy 10 oz	Front Cooler	70847037989		\$2.40	\$2.40				
Entenmann's Mini chocolate Chop Brownie	Isle Display	72030022963		\$0.00	\$4.20	(\$4.20)			No Shelf Tag
Cheetos Crunchy 3.5 oz pkg	End Cap Isle 1	28400329453		\$0.00	\$2.15	(\$2.15)			No Shelf Tag
Armour Ham and Cheese Loaf 12 oz.	Side Wall Coole	27815020337		\$3.25	\$3.25				No Shelf Tag
Smart Food 10 pk	Isle 1	28400679091		\$0.00	\$6.25	(\$6.25)			No Shelf Tag
Eggo Buttermilk Waffles	Side Cooler	38000402906		\$3.25	\$3.25				
Propel Drink 20 fl oz	End Cap Isle 12	52000047493		\$0.00	\$2.35	(\$2.35)			No Shelf Tag
True Living 5 pk	End Cap 12	840525097761		\$0.00	\$6.00	(\$6.00)			No Shelf Tag
Dish Cloth					\$4.95	(\$0.55)			Over Charge
True Living 8.375	Back Wall	74688636684			\$5.50				

Inspector \_\_\_\_\_

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

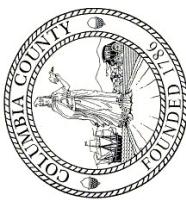
Phone: (518) 697-8291

## Price Verification Detail Report

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
Top Ramen	Isle 12	70662055021		\$1.25	\$1.25				
Lea & Perrins Worcestershire Sauce	Isle 14	516000000378		\$3.00	\$3.00				
Clover Valley Kosher Pickles	Isle 14	850012565031		\$2.65	\$2.65				
Welches Grape Juice 64 fl oz	Isle 14	41800207503		\$5.00	\$5.00				
Sweet Sue Chicken and Dumpling Soup 20 oz	Isle 13	41358501238		\$3.65	\$3.65				
Starkist Tuna Creations 2.6 oz.	Isle 13	80000513083		\$1.50	\$1.50				
Pink Salmon 14.75 oz	Isle 13	21100022143		\$4.65	\$4.65				
Nebisco Honey made crackers	Isle 13	4400004637		\$4.75	\$4.75				
Clover Cream Cookies	Isle 14	86106013106		\$1.50	\$1.50				
Jolly Rancher	Isle 3	10700101099		\$1.00	\$1.00				
Reeses Miniutes 8 oz	Isle 3	34000432325		\$3.75	\$3.75				
Pure Leaf Brewed Tea	End Cap Cooler	12000286223		\$1.85	\$2.28	(\$0.43)			Over Charge
Freihofer's Italian Bread	Bread Area	71330601342		\$3.20	\$3.10	\$0.10			Under Charge

Inspector \_\_\_\_\_

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

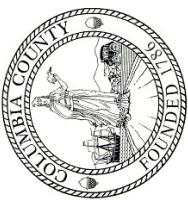
Phone: (518) 697-8291

## Price Verification Detail Report

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
Reeses Bottom Up	Seasonal Candy	34000941865			\$3.25				
Decorative Throw	Isle 14	430001749286		\$12.00					
Shag Rug	Isle 14	86364632934		\$30.00					
Comfort Bay 8 pk	Isle 14	784672304476		\$0.00	\$6.50	(\$6.50)			No Shelf tag
Wash Clothes	Isle 14	73161068769		\$11.00	\$11.00				
Waffel Cushion	Isle 14	76753542340		\$15.00	\$15.00				
Cooking Griddle	Back Wall	71691519782		\$6.25	\$6.25				
Rubbermaid Take alongs	Back Wall								
T-Rex Duck Tape	Automotive Isle	40074023512		\$4.75	\$5.95	(\$1.20)			Over Charge
Pro Essentials Masking Tape 2.in"	Automotive	430001353179		\$4.50	\$4.75	(\$0.25)			Over Charge
Pro Essentials Dead Lock	Automotive	430001478049		\$11.00	\$11.00				
2 Gallon Gaas Can	Automotive	60534840237		\$17.50	\$17.50				
California Aerospray	Automotive	91400414078		\$4.25	\$4.50	(\$0.25)			Overcharge
Scott Shop Towels	Automotive	84000751301		\$3.50	\$3.50				
Brakeleen	Automotive	78254050508		\$5.50	\$5.50				
Carpet Love	Automotive	850015737602		\$1.00	\$1.00				
Rid a Bug Defogger	Automotive	711211002587		\$6.50	\$6.50				
Off Deep Woods	Automotive	46500018428		\$7.00	\$7.00				
Hanes 6 pkg Mens over the Calf socks	6 Tube Over th	38257766486		\$7.75	\$7.75				
Hefty 13.5 Trash Can	Isle 16	25947219733		\$18.95	\$18.95				
Pet Bowl	Isle 16	890308551010		\$4.75	\$4.75				
Tide Simply Clean	Isle 17	37000442066		\$8.25	\$8.25				

Inspector \_\_\_\_\_

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

Phone: (518) 697-8291

## Price Verification Detail Report

Commodity	Location	UPC	Lot Size	Shelf	Scan	Error	Lot Error	IU	Notes
Downy Rinse & Refresh	Isle 17	37000879152			\$6.95	\$6.95			
Febreeze Car Air Freshner	Isle 17	30772010877			\$6.00	\$6.00			
Dial Soap	Isle 19	17000132587			\$7.75	\$7.75			
Old Spice 30 ox	Isle 19	30772035160			\$8.75	\$8.75			
Band-Aid Skin Senestive	Side Wall	381372020071			\$4.25	\$4.25			

**Result:** Fail, Increased Inspection Frequency

**Sample Size:** 50

**Fail Rate:** 26.0%

**Net Dollar Error:** (\$30.93)

**Columbia County Weights and Measures conducted a pricing accuracy inspection of**

### Notes:

74 % Failure Rate  
 50 Items Scanned  
 6 Overcharges  
 6 No Shelf Tags  
 1Under Charge

There were many items that did not have shelf tags that were not included in inspection and also many items not in correct area.

Fine Letter to Follow

Inspector

Acknowledged Receipt :



# Columbia County

Susanne Tiano, Director

Weights & Measures

401 State Street, Hudson NY 12534

Phone: (518) 697-8291

Price Verification Detail Report

Inspector

---

Acknowledged Receipt:

---

No. 2853

James P. Callery Director

Fulton County Department of Weights and Measures

County Services Complex

2712 St Hwy 29

Johnstown, New York 12095

Telephone: (518) 736-5880

 Retest Retest Required

## DEVICE INSPECTION AND TEST REPORT

FIRM	DOLLAR GENERAL				DATE	10/6/2022									
ADDRESS	3266 5TH AV 27A				STORE NO.	20951									
TOWN/CITY	CAIAGA LAKE NY				ZIP CODE	12032									
				TELEPHONE NO.	(518) 298-6951										
<input type="checkbox"/> Supermarket		<input type="checkbox"/> Food Store/Deli		<input type="checkbox"/> Fish/Butcher		<input type="checkbox"/> Candy		<input type="checkbox"/> Bakery		<input type="checkbox"/> Drug		<input type="checkbox"/> Hardware		<input type="checkbox"/> Gas Station/Store	
<input type="checkbox"/> Variety		<input type="checkbox"/> Fuel Oil Dealer		<input type="checkbox"/> Process/Ware/Manuf.		<input type="checkbox"/> Gas Station		<input type="checkbox"/> Other:							

Device	Total	VISUAL INSPECTION				TEST				Ordered Repaired	Condensed	Devices listed below require repair or adjustments:			
		Found Correct	Corrected	Other	Not Sealed	Number Correct	Plus	Minus	Other			Manuf.	Model No.	Serial No.	
Comp. Scale															
Pre-Pkg. Scale															
Vehicle Scale															
Track Scale															
Prescript. Scale															
Hop./Bat. Scale															
Platform Scale															
Livestock Scale															
Misc. Scale															
Petroleum Pumps															
Petroleum Meters															
Rack Meters															
Liquid Measures															
Volume Measures															
Weights Other															
Linear Measures															
Linear Device															
Timing Device															
Taxi Meters															
Bulk Milk Tanks															
Misc.															

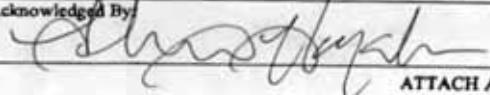
Remarks

PRICE ACCURACY 160 90

Gallons Pumped			
No lead			Diesel
Regular			Kero
Prem.			50:1
NL-Prem.			Fuel Oil
190			
260			

It is the user's responsibility to maintain the accuracy of all weighing and measuring devices. Scales must be free of foreign matter, level, on a solid base and must start at zero. All indications displayed must be in agreement. Notify the Director immediately in writing of any new or reconditioned weighing and measuring device which will be used commercially.

Acknowledged By:


 James P. Callery

Inspector

ATTACH ADDITIONAL SHEETS FOR COMMENTS AND REMARKS

Sample	Location/Area	Item	U.P.C./Identity	Shelf \$	Charge \$	Error \$
1		CORN TORTILLA		185		
2		STRAW CRISP		100		
3		YOMATOES		100		
4		THOMAS MUFFIN		225		
5		CHIPS & HOP		475		
6		GOLD KIS 4		450		
7		SALAKENO POPPERS		100		
8		LIGHT MODELS		450		
9		Spray Paint		535		
10		FLASH LIGHT		500		
11		ANTI FREEZE		195		
12		GLASS MUGS		595		
13		SHOWER CURTAIN		1600		
14		CURTAIN		1500		
15		SHARPIE		200		
16		TOWEL		400		
17		CANISTER		700		
18		ROCKS		200		
19		STORAGE BOX		985		
20		GLUE		550		
21		LEGO		2075		
22		CRAZY STAINS		400		
23		MATCH BOX		185		
24		DAWN		350		
25		CREST		490		

Date: 10/6/2022

Report #: 5853

Sample	Location/Area	Item	U.P.C./Identity	Shelf \$	Charge \$	Error \$
1		TOSTITOS QUESO		4.75		
2		BUSCH		4.86		
3		MUD		11.55		
4		CORK		2.35		
5		MILK		4.65		
6		PUTZ		3.25		
7		FLIPZ		2.55		
8		PLANTERS		2.50		
9		ANNU CUPP		2.55		
10		KRAFT SWELES		4.25		
11		EGGS		3.95		
12		COFFEE		9.95		
13		MINI TACOS		5.00		
14		SOUR PATCH		2.65		
15		SYRUP		3.25		
16		SUNNY D		1.00		
17		PEPSI		2.90		
18		CEASER		1.35		
19		PURINA ONE		7.75		
20		FRISKY		13.50		
21		TIE OUT STAKE		4.5		
22		MAROUT OIL		5.00		
23		PINE SMOOTH		4.65		
24		VELVETTA		7.50		
25		SMUCKERS		3.50		

Date: 10/6

Report #: 2853

No. 2854

James P. Callery Director  
 Fulton County Department of Weights and Measures  
 County Services Complex  
 2712 St Hwy 29  
 Johnstown, New York 12095  
 Telephone: (518) 736-5880

Retest  
 Retest Required

## DEVICE INSPECTION AND TEST REPORT

FIRM DOLLAR GENERAL  
 ADDRESS 2400 ST Hwy 29 B0  
 TOWN/CITY MAYFIELD NY ZIP CODE 12117

DATE 10/21/2010  
 STORE NO. 13744  
 TELEPHONE NO. 518 348 6031

Supermarket  Food Store/Deli  Fish/Butcher  Candy  Bakery  Drug  Hardware  Gas Station/Store  
 Variety  Fuel Oil Dealer  Process/Ware/Manuf.  Gas Station  Other: \_\_\_\_\_

Device	Total	VISUAL INSPECTION				TEST				Ordered Repaired	Customized
		Found Correct	Corrected	Other	Not Sealed	Number Correct	Plus	Minus	Other		
Comp. Scale											
Pre-Pkg. Scale											
Vehicle Scale											
Track Scale											
Prescript. Scale											
Hop./Bat. Scale											
Platform Scale											
Livestock Scale											
Misc. Scale											
Petroleum Pumps											
Petroleum Meters											
Rack Meters											
Liquid Measures											
Volum. Measures											
Weights Other											
Linear Measures											
Linear Device											
Timing Device											
Taxi Meters											
Bulk Milk Tanks											
Misc.											

Devices listed below require repair or adjustments:

Manuf.	Model No.	Serial No.

Notify Director of Weights and Measures IN WRITING when ready for retesting.

"For Customer Use" sign required on or near customer scale.

Customer scale required within 30 ft. of retail pre-packed display.

Price signs, with tax breakdown, must be posted on every pump or dispenser.

Security seals on all approved meters applied on \_\_\_\_\_.

Product used for testing as shown on this form was returned to proper storage tank, as instructed by operator.

Gallons Pumped			
No lead		Diesel	
Regular		Kero	
Prem.		50:1	
NL-Prem.		Fuel Oil	
190			
260			

Remarks

PRICE ACCURACY 86 WARNING NO PENALTY

It is the user's responsibility to maintain the accuracy of all weighing and measuring devices. Scales must be free of foreign matter, level, on a solid base and must start at zero. All indications displayed must be in agreement. Notify the Director immediately in writing of any new or reconditioned weighing and measuring device which will be used commercially.

Acknowledged By:

Inspector

Sample	Location/Area	Item	U.P.C./Identity	Shelf \$	Charge \$	Error \$
1		A&W		225		
2		PLATES		750		
3		MATCHES	031 771 001 707	NOTAG		
4		PAPER TOWELS		350		
5		SHOE LACE		195		
6		TIDY CAT		650		
7		BEGGIN STRIPS		265		
8		LAUG		185		
9		SNAPPLE		190		
10	16	PUZZLE	686 141 443 373	NOTAG		
11		DOLL		1050		
12		PLAY DOH		375		
13	16	POSTER LETTERS	672 125 013 601	275	300	+25
14		CRAYOLA		150		
15	17	TAPE	075 353 320 938	650	700	+50
16		BIC PEN		325		
17		TABLE CLOTH		300		
18	19	TEA LIGHTS	430 001 182 007	400	450	+50
19		DOWNY		825		
20		VALVOLINE OIL		525		
21		BAR+CHAIN OIL		675		
22		IRONING BOARD		30.00		
23		TOOTH BRUSH		500		
24		RUBBING ALCOHOL		360		
25		HALLS		265		

Date: 10/01/2022

Report#: 2854

DISPLAY WRONG 17 BIC

Sample	Location/Area	Item	U.P.C./Identity	Shelf \$	Charge \$	Error \$
1		TACO SHELL		2.00		
2		BATTERY CHARGER		8.50		
3		PBR		10.50		
4		MONSTER		2.40		
5		COMOOS		4.75		
6		SHM JIM		6.25		
7		PISTACHIO		4.50		
8		MUNCHIES PEANUTS	029400109147	99	105	+6
9		DRUM STICK ICE CREAM		4.00		
10		ITALIAN BEAN		3.20		
11		LIFE SAVER		2.50		
12		MILK		4.25		
13		SHRIMP		5.75		
14		RICE KRAVIE		3.20		
15		AI SAUCE	054 400 000 054	4.50	4.75	+25
16		SNACK PACK		2.25		
17		SUGAR		2.65		
18		EVAPORATED MILK		1.65		
19		PIZZA ROLLS		2.25		
20		MAC & CHEESE		1.95		
21		YAMS		2.25	2.25	0
22		GREEN BEANS		4.75	2.95	
23		TUNA		3.45		
24		KOOL AIDS		2.25		
25		POTATO SKINS		1.00		

Date: 10/6/2022

Report #: 2854

## Fulton County Weights &amp; Measures Department

2712 State Hwy. #29  
 Johnstown, N.Y. 12095  
 Phone: (518) 736-5880 Fax: (518) 736-1135

## Price Verification Report

Page 6 of 1

Inspection:  1st  2nd  3rd      Frequency:  Normal  Increased      Type:  Stratified  Automated  Randomized      Complaint:

Location of Test (Store Name, Address, County, Zip Code)		Date:	Telephone:		
		Manager:	Type of Store:		
Identity, Brand Name, Item or Style Number	Number of Items, Size, Location in Store, or U.P.C. Code	Offered Price	Price Charged	Price Error in Cents	
1. MUNCHIES PEANUTS	025 400 109 147	97	105	+6	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
2. AI SAUCE	054 400 000 054	450	475	+25	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
3. POSTER LETTERS	671 125 019 601	275	300	+25	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
4. PACKING TAPE	075 353 320 938	650	700	+50	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
5. TEA LIGHTS	430 001 192 007	400	450	+35	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
6. MATCHES	031 779 001 707				
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:	NO SHELF TAG			
7. PUZZLE	686 141 443 373				
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:	NO SHELF TAG			
8.					
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				

Comments/Remarks:

Evaluation of Results:

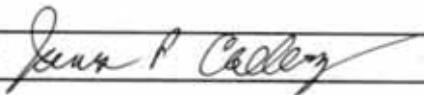
50 Sample - 0 Not on File = 50 Adjusted Sample

7 Errors + 50 Adjusted Sample = 14 Error (%)

Accuracy 86 % Ratio: 5/0 Overcharges

Acknowledged by:

Official:



No. 2855

James P. Callery Director

Fulton County Department of Weights and Measures

County Services Complex

2712 St Hwy 29

Johnstown, New York 12095

Telephone: (518) 736-5880

 Retest Retest Required

## DEVICE INSPECTION AND TEST REPORT

FIRM DOLLAR GENERALADDRESS 111 BELIN RDTOWN/CITY BROADALBIN, NYZIP CODE 12025DATE 10/6/2022STORE NO. 14667TELEPHONE NO. 518-883-8412

Supermarket  Food Store/Deli  Fish/Butcher  Candy  Bakery  Drug  Hardware  Gas Station/Store  
 Variety  Fuel Oil Dealer  Process/Ware/Manuf.  Gas Station  Other: \_\_\_\_\_

Device	Total	VISUAL INSPECTION				TEST				Ordered Repaired	Condemed
		Found Correct	Corrected	Other	Not Sealed	Number Correct	Plus	Minus	Other		
Comp. Scale											
Pre-Pkg. Scale											
Vehicle Scale											
Track Scale											
Prescript. Scale											
Hop./Bat. Scale											
Platform Scale											
Livestock Scale											
Misc. Scale											
Petroleum Pumps											
Petroleum Meters											
Rack Meters											
Liquid Measures											
Volum. Measures											
Weights Other											
Linear Measures											
Linear Device											
Timing Device											
Taxi Meters											
Bulk Milk Tanks											
Misc.											

Remarks

PRICE ACCURACY 69

I WILL BE BACK NO PENALTY

Devices listed below require repair or adjustments:		
Manuf.	Model No.	Serial No.

Notify Director of Weights and Measures IN WRITING when ready for retesting.

"For Customer Use" sign required on or near customer scale.

Customer scale required within 30 ft. of retail pre-packed display.

Price signs, with tax breakdown, must be posted on every pump or dispenser.

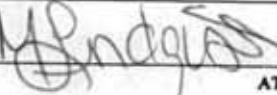
Security seals on all approved meters applied on \_\_\_\_\_.

Product used for testing as shown on this form was returned to proper storage tank, as instructed by operator.

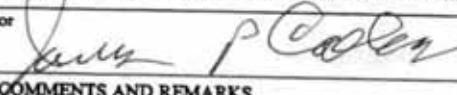
Gallons Pumped		
No lead		Diesel
Regular		Kero
Prem.		50:1
NL-Prem.		Fuel Oil
190		
260		

It is the user's responsibility to maintain the accuracy of all weighing and measuring devices. Scales must be free of foreign matter, level, on a solid base and must start at zero. All indications displayed must be in agreement. Notify the Director immediately in writing of any new or reconditioned weighing and measuring device which will be used commercially.

Acknowledged By:



Inspector



ATTACH ADDITIONAL SHEETS FOR COMMENTS AND REMARKS

Sample	Location/Area	Item	U.P.C./Identity	Shelf \$	Charge \$	Error \$
1	1	YUENGLING	089924278986	1155	1255	+100
2		ALMOND MILK		395	395	
3		COFFAGE CHEESE	070744009775	215	240	+25
4		CRESENT ROLLS		395		
5		PICNIC BITZ		155		
6		PEROGIES	041164000202	300	350	+50
7		HAWAIIAN CHICKEN		195	195	
8		STOUFFERS BOWLS	013800475626	425	525	+100
9		SUNNIST		160		
10		STAX		195		
11		MONSTER		240		
12		2:2 APPLESAUCE	894114007277	250	295	+45
13		FRIED ONIONS	04150072022	245	275	+30
14		FRUITY PEPPERS		345		
15		MASH MELLOW CREAM		165		
16		SPLENDOR		225		
17		CAPACINO		325		
18		ZIPLOCK		440	440	
19		PREMIUM CHEDDAR		325		
20		PARMESIAN CHEESE	021000615315	455	460	+5
21		MASHED, POT		175		
22		EASY CHEESE		450		
23		ICED CHOCOLATE COOKIES		135		
24		WITCH MAKE UP		300		
25		TAPE	0753533584559	425	450	+25

Date: 10/16/2022

Report #: 2855

## Fulton County Weights &amp; Measures Department

2712 State Hwy. #29  
 Johnstown, N.Y. 12095  
 Phone: (518) 736-5880 Fax: (518) 736-1135

## Price Verification Report

Page 1 of 1

Inspection:  1st  2nd  3rd      Frequency:  Normal  Increased      Type:  Stratified  Automated  Randomized      Complaint:

Location of Test (Store Name, Address, County, Zip Code)		Date: <u>10/6/2022</u>	Telephone: <u>518-983-8412</u>		
		Manager:	Type of Store: <u>VARIETY</u>		
Identity, Brand Name, Item or Style Number	Number of Items, Size, Location in Store, or U.P.C. Code	Offered Price	Price Charged	Price Error in Cents	
1. <u>YUBING LIN</u>	<u>089924279986</u>	<u>1155</u>	<u>1255</u>	<u>+100</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
2. <u>COTTAGE CHEESE</u>	<u>070744009775</u>	<u>215</u>	<u>240</u>	<u>+25</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
3. <u>PEANUTS</u>	<u>041164000222</u>	<u>300</u>	<u>350</u>	<u>+50</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
4. <u>STOUFFERS DOWNS</u>	<u>013800475626</u>	<u>425</u>	<u>525</u>	<u>+100</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
5. <u>ZZAPPE SAUCE</u>	<u>854114007277</u>	<u>250</u>	<u>275</u>	<u>+25</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
6. <u>FRIED ONIONS</u>	<u>041500220922</u>	<u>245</u>	<u>275</u>	<u>+30</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
7. <u>PARMESIAN CHEESE</u>	<u>021000615315</u>	<u>455</u>	<u>460</u>	<u>+5</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				
8. <u>PACKING TAPE</u>	<u>075393354659</u>	<u>425</u>	<u>450</u>	<u>+25</u>	
<input type="checkbox"/> Stop Sale Issued <input type="checkbox"/> Corrected	Comments:				

Comments/Remarks:

1/10  
V6Evaluation of Results:245 Sample - 0 Not on File = 25 Adjusted Sample9 Errors + 25 Adjusted Sample = 32 Error (%)Accuracy 69 % Ratio: 8/0 Overcharges

Acknowledged by:

Official:

**Columbia County Weights & Measures**  
401 State Street  
Hudson, New York 12534  
(518) 697-8291

January 3, 2023

Dollar General  
70 Fairview Ave.  
Hudson, NY 12534

Re: Price Accuracy Inspection Report No. 2302 – December 30, 2022

Dear Sir/Madam:

On December 30, 2022 Columbia County Weights and Measures conducted a pricing accuracy inspection of your store and found the following violations of Section 197-b (4) of Article 16 of the New York State Agriculture and Markets Law:

- (1) Sixteen (16) SKU items were overcharges;
- (2) Three (3) SKU items did not have a shelf price; and
- (3) Two (2) items were undercharged.

In order for a retail store to be deemed in compliance with the pricing requirements set forth in the New York State Agriculture and Markets Law, ninety-eight percent (98%) of the items selected must be accurately priced. In this case, only 53.1 percent (53.1%) of the items sampled were accurately priced, as more specifically set forth in the attached Pricing Accuracy Audit Sheet dated December 30, 2022.

A civil penalty pursuant to Section 181(7) and in an amount consistent with Sections 39 and 40 of the New York State Agriculture and Markets Law, may be imposed for violations enumerated in the statute.

As a result of the violations discovered during the inspection of your store, a civil penalty of \$5100.00 is being assessed by this office. This amount represents a \$300.00 penalty each for the sixteen (16) items overcharged and an additional \$300.00 for falling below the 98% pricing accuracy requirement. If the civil penalty is paid in full and the pricing errors are corrected within 10 days of the date of this letter, no further action will be taken in this matter. An informal conference with the Municipal Director may be requested in writing within ten (10) days of the date of this letter.

Your failure to respond to this notice within ten (10) days of the date of this letter may result in this matter being referred to the Columbia County Attorney's Office for commencement of an action to recover the amount of the penalties assessed, together with any court costs.

Payment may be made by certified check, bank check or by postal or express money order, payable to the **Columbia County Treasurer, 15 N. 6 St., Hudson, New York 12534**. Payment of the penalty will not be considered by this office to be an admission of liability.

Any response to this notice must include the above-referenced Inspection Report Number 2302 on your correspondence.

Sincerely,

Suzanne Tiano  
Director of Weights and Measures

cc: Columbia County Treasurer's Office  
Columbia County Attorney's Office